

Message

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**From:** Bolen, Brittany [bolen.brittany@epa.gov]  
**Sent:** 5/11/2017 12:21:00 AM  
**To:** Rees, Sarah [rees.sarah@epa.gov]; Dravis, Samantha [dravis.samantha@epa.gov]  
**CC:** Nickerson, William [Nickerson.William@epa.gov]; Kime, Robin [Kime.Robin@epa.gov]  
**Subject:** RE: Draft plan - EO 13783  
**Attachments:** Cover letter to 5-12-2017 EO 13783 Plan v2-BB.docx

Minor suggested edits to the Administrator's cover letter attached.

---

**From:** Bolen, Brittany  
**Sent:** Wednesday, May 10, 2017 8:12 PM  
**To:** Rees, Sarah <rees.sarah@epa.gov>; Dravis, Samantha <dravis.samantha@epa.gov>  
**Cc:** Nickerson, William <Nickerson.William@epa.gov>; Kime, Robin <Kime.Robin@epa.gov>  
**Subject:** RE: Draft plan - EO 13783

Attached are my edits.

Ex. 5 - Deliberative Process

## Ex. 5 - Deliberative Process

I talked to Samantha and she agrees we should identify those energy-related rules subject to litigation that have been delayed since the EO.

Ex. 5 - Deliberative Process

Thanks,  
Brittany

---

**From:** Rees, Sarah  
**Sent:** Wednesday, May 10, 2017 5:45 PM  
**To:** Bolen, Brittany <bolen.brittany@epa.gov>; Dravis, Samantha <dravis.samantha@epa.gov>  
**Cc:** Nickerson, William <Nickerson.William@epa.gov>; Kime, Robin <Kime.Robin@epa.gov>  
**Subject:** RE: Draft plan - EO 13783

It is totally up to you Brittany —

Ex. 5 - Deliberative Process

Just provide us with your edits and we'll be good to go.

Cheers,  
Sarah

---

**From:** Bolen, Brittany  
**Sent:** Wednesday, May 10, 2017 5:39 PM  
**To:** Rees, Sarah <rees.sarah@epa.gov>; Dravis, Samantha <dravis.samantha@epa.gov>  
**Cc:** Nickerson, William <Nickerson.William@epa.gov>; Kime, Robin <Kime.Robin@epa.gov>  
**Subject:** RE: Draft plan - EO 13783

Thanks, Sarah. I am reviewing right now. Let me double-check on the landfill letter.

Ex. 5 - Deliberative Process

## Ex. 5 - Deliberative Process

## Ex. 5 - Deliberative Process

Thanks again,  
Brittany

---

**From:** Rees, Sarah  
**Sent:** Wednesday, May 10, 2017 5:33 PM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>  
**Cc:** Nickerson, William <Nickerson.William@epa.gov>; Kime, Robin <Kime.Robin@epa.gov>  
**Subject:** Draft plan - EO 13783

Hey Samantha and Brittany – here’s the latest draft, and I’ve also included text for a cover memo.

Brittany, we reincorporated your edits re: landfills.

Ex. 5 - Deliberative Process

## Ex. 5 - Deliberative Process

Let us know if you have further edits to the draft plan or edits to the cover memo. We will then be able to provide a transmittal package ready for OEX.

Cheers,  
Sarah

**Sarah L. Rees, Ph.D.**  
Director, Office of Regulatory Policy & Management  
US EPA – Office of Policy  
(202) 564-1986 (o) | Ex. 6 - Personal Privacy (m)

Message

---

**From:** Bolen, Brittany [bolen.brittany@epa.gov]  
**Sent:** 5/11/2017 12:11:38 AM  
**To:** Rees, Sarah [rees.sarah@epa.gov]; Dravis, Samantha [dravis.samantha@epa.gov]  
**CC:** Nickerson, William [Nickerson.William@epa.gov]; Kime, Robin [Kime.Robin@epa.gov]  
**Subject:** RE: Draft plan - EO 13783  
**Attachments:** EO 13783 Energy Independence Review Plan May 10 (002)-BB.docx

Attached are my edits.

**Ex. 5 - Deliberative Process**

# Ex. 5 - Deliberative Process

I talked to Samantha and she agrees we should identify those energy-related rules subject to litigation that have been delayed since the EO.

**Ex. 5 - Deliberative Process**

Thanks,  
Brittany

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**Subject:** RE: Draft plan - EO 13783

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**Ex. 5 - Deliberative Process**

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**From:** Bolen, Brittany  
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**To:** Rees, Sarah <rees.sarah@epa.gov>; Dravis, Samantha <dravis.samantha@epa.gov>  
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**Subject:** RE: Draft plan - EO 13783

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**Ex. 5 - Deliberative Process**

# Ex. 5 - Deliberative Process

Thanks again,  
Brittany

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**From:** Rees, Sarah  
**Sent:** Wednesday, May 10, 2017 5:33 PM

**To:** Dravis, Samantha <[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)>; Bolen, Brittany <[bolen.brittany@epa.gov](mailto:bolen.brittany@epa.gov)>

**Cc:** Nickerson, William <[Nickerson.William@epa.gov](mailto:Nickerson.William@epa.gov)>; Kime, Robin <[Kime.Robin@epa.gov](mailto:Kime.Robin@epa.gov)>

**Subject:** Draft plan - EO 13783

Hey Samantha and Brittany – here’s the latest draft, and I’ve also included text for a cover memo.

Brittany, we reincorporated your edits re: landfills.

**Ex. 5 - Deliberative Process**

# Ex. 5 - Deliberative Process

Let us know if you have further edits to the draft plan or edits to the cover memo. We will then be able to provide a transmittal package ready for OEX.

Cheers,  
Sarah

**Sarah L. Rees, Ph.D.**

Director, Office of Regulatory Policy & Management

US EPA – Office of Policy

(202) 564-1986 (o) | **Ex. 6 - Personal Privacy** (m)

Message

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**From:** Rees, Sarah [rees.sarah@epa.gov]  
**Sent:** 5/10/2017 9:32:43 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]; Bolen, Brittany [bolen.brittany@epa.gov]  
**CC:** Nickerson, William [Nickerson.William@epa.gov]; Kime, Robin [Kime.Robin@epa.gov]  
**Subject:** Draft plan - EO 13783  
**Attachments:** EO 13783 Energy Independence Review Plan May 10.docx; Cover letter to 5-12-2017 EO 13783 Plan v2.docx

Hey Samantha and Brittany – here’s the latest draft, and I’ve also included text for a cover memo.

Brittany, we reincorporated your edits re: landfills.

**Ex. 5 - Deliberative Process**

# Ex. 5 - Deliberative Process

Let us know if you have further edits to the draft plan or edits to the cover memo. We will then be able to provide a transmittal package ready for OEX.

Cheers,  
Sarah

**Sarah L. Rees, Ph.D.**

Director, Office of Regulatory Policy & Management  
US EPA – Office of Policy

(202) 564-1986 (o) | **Ex. 6 - Personal Privacy** (m)

Message

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**From:** Nickerson, William [Nickerson.William@epa.gov]  
**Sent:** 5/10/2017 2:33:34 PM  
**To:** Bolen, Brittany [bolen.brittany@epa.gov]; Rees, Sarah [rees.sarah@epa.gov]; Dravis, Samantha [dravis.samantha@epa.gov]  
**CC:** Kime, Robin [Kime.Robin@epa.gov]; Corrales, Mark [Corrales.Mark@epa.gov]; Schillo, Bruce [Schillo.Bruce@epa.gov]  
**Subject:** RE: Draft plan re: EO 13783  
**Attachments:** Redline of latest EO 13783 Energy Independence Review Plan May 10.docx; EO 13783 Energy Independence Review Plan May 10.docx  
**Flag:** Follow up

Brittany,

All your text edits have been included and the Light Duty Mid Term Evaluation has been added as another example of actions we've already taken. We did not include the reconsideration of landfill methane because the requirements for that rule generally fall on municipal landfills, so there didn't seem to be a strong connection to, or burden on, domestic energy production or use. We also did not add postponements of legal proceedings or extensions of comment periods, as those seemed too attenuated to be considered a review of a regulation.

The latest version of the plan is attached in redline and clean copy. Let us know if you would like any additional revisions.

We are also working on a transmittal note from the Administrator, and are planning to have a draft of that to you today. Thank you.

Bill

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**From:** Bolen, Brittany  
**Sent:** Friday, May 05, 2017 1:16 PM  
**To:** Rees, Sarah <rees.sarah@epa.gov>; Dravis, Samantha <dravis.samantha@epa.gov>  
**Cc:** Kime, Robin <Kime.Robin@epa.gov>; Corrales, Mark <Corrales.Mark@epa.gov>; Nickerson, William <Nickerson.William@epa.gov>; Schillo, Bruce <Schillo.Bruce@epa.gov>  
**Subject:** RE: Draft plan re: EO 13783

All – I had hoped to turn this around yesterday. It's in really good shape, great work. My edits are attached. Please let me know your thoughts on my questions in the comments listed. I am not set on including those items. Welcome your feedback.

Thanks again,  
Brittany

---

**From:** Rees, Sarah  
**Sent:** Wednesday, May 3, 2017 8:00 PM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>  
**Cc:** Kime, Robin <Kime.Robin@epa.gov>; Corrales, Mark <Corrales.Mark@epa.gov>; Nickerson, William <Nickerson.William@epa.gov>; Schillo, Bruce <Schillo.Bruce@epa.gov>  
**Subject:** Draft plan re: EO 13783

Hi folks – attached is a draft memo for our plan for the regulatory review component of the energy independence EO – EO 13783. This is drafty – we wanted to get something in front of you sooner rather than later; we will clean up formatting/any typos later – I really wanted to get your input on substance ASAP. We are following the outline we sent to you last week. We are envisioning sending this as an attachment to a cover memo that would come from the Administrator – please let us know if you are thinking of a different format – easy enough to change.

Cheers,  
Sarah

**Sarah L. Rees, Ph.D.**

Director, Office of Regulatory Policy & Management

US EPA – Office of Policy

(202) 564-1986 (o) | Ex. 6 - Personal Privacy (m)

Message

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**From:** Bolen, Brittany [bolen.brittany@epa.gov]  
**Sent:** 5/8/2017 3:03:54 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** update  
**Attachments:** Issues Tracker - May 8 Update.xlsx

**Flag:** Follow up

Attached is an update based on the last 3 emails forwarded to me from nancy and Patrick dravis.

**Brittany Bolen**

Deputy Associate Administrator, Office of Policy  
U.S. Environmental Protection Agency  
(202) 564-3291  
[Bolen.Brittany@epa.gov](mailto:Bolen.Brittany@epa.gov)



Message

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**From:** Bolen, Brittany [bolen.brittany@epa.gov]  
**Sent:** 5/8/2017 2:15:07 AM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** tracker  
**Attachments:** Issues Tracker - May 7 Update.xlsx

Sam – attached is a newly formatted version of the tracker. I covered the last 3 pages of Friday's version, but it wasn't clear what staffers emails had been included. Did you add some? I added Sarah's entries from her email today and an email from Nancy.

Brittany

**Brittany Bolen**  
Deputy Associate Administrator, Office of Policy  
U.S. Environmental Protection Agency  
(202) 564-3291  
[Bolen.Brittany@epa.gov](mailto:Bolen.Brittany@epa.gov)

Message

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**From:** Bolen, Brittany [bolen.brittany@epa.gov]  
**Sent:** 5/5/2017 5:16:15 PM  
**To:** Rees, Sarah [rees.sarah@epa.gov]; Dravis, Samantha [dravis.samantha@epa.gov]  
**CC:** Kime, Robin [Kime.Robin@epa.gov]; Corrales, Mark [Corrales.Mark@epa.gov]; Nickerson, William [Nickerson.William@epa.gov]; Schillo, Bruce [Schillo.Bruce@epa.gov]  
**Subject:** RE: Draft plan re: EO 13783  
**Attachments:** EO 13783 Energy Independence Review Plan\_draft\_5\_3\_2017\_clean (002)-BB edits.docx

All – I had hoped to turn this around yesterday. It's in really good shape, great work. My edits are attached. Please let me know your thoughts on my questions in the comments listed. I am not set on including those items. Welcome your feedback.

Thanks again,  
Brittany

---

**From:** Rees, Sarah  
**Sent:** Wednesday, May 3, 2017 8:00 PM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>  
**Cc:** Kime, Robin <Kime.Robin@epa.gov>; Corrales, Mark <Corrales.Mark@epa.gov>; Nickerson, William <Nickerson.William@epa.gov>; Schillo, Bruce <Schillo.Bruce@epa.gov>  
**Subject:** Draft plan re: EO 13783

Hi folks – attached is a draft memo for our plan for the regulatory review component of the energy independence EO – EO 13783. This is drafty – we wanted to get something in front of you sooner rather than later; we will clean up formatting/any typos later – I really wanted to get your input on substance ASAP. We are following the outline we sent to you last week. We are envisioning sending this as an attachment to a cover memo that would come from the Administrator – please let us know if you are thinking of a different format – easy enough to change.

Cheers,  
Sarah

**Sarah L. Rees, Ph.D.**  
Director, Office of Regulatory Policy & Management  
US EPA – Office of Policy  
(202) 564-1986 (o) | Ex. 6 - Personal Privacy (m)

Message

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**From:** Rees, Sarah [rees.sarah@epa.gov]  
**Sent:** 5/3/2017 11:59:56 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]; Bolen, Brittany [bolen.brittany@epa.gov]  
**CC:** Kime, Robin [Kime.Robin@epa.gov]; Corrales, Mark [Corrales.Mark@epa.gov]; Nickerson, William [Nickerson.William@epa.gov]; Schillo, Bruce [Schillo.Bruce@epa.gov]  
**Subject:** Draft plan re: EO 13783  
**Attachments:** EO 13783 Energy Independence Review Plan\_draft\_5\_3\_2017\_clean.docx

Hi folks – attached is a draft memo for our plan for the regulatory review component of the energy independence EO – EO 13783. This is drafty – we wanted to get something in front of you sooner rather than later; we will clean up formatting/any typos later – I really wanted to get your input on substance ASAP. We are following the outline we sent to you last week. We are envisioning sending this as an attachment to a cover memo that would come from the Administrator – please let us know if you are thinking of a different format – easy enough to change.

Cheers,  
Sarah

**Sarah L. Rees, Ph.D.**  
Director, Office of Regulatory Policy & Management  
US EPA – Office of Policy  
(202) 564- **Ex. 6 - Personal Privacy**

Message

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**From:** Kime, Robin [Kime.Robin@epa.gov]  
**Sent:** 5/4/2017 3:03:30 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]; Bolen, Brittany [bolen.brittany@epa.gov]; Gunasekara, Mandy [Gunasekara.Mandy@epa.gov]; Schwab, Justin [schwab.justin@epa.gov]; McGartland, Al [McGartland.Al@epa.gov]; Greenwalt, Sarah [greenwalt.sarah@epa.gov]; Fotouhi, David [fotouhi.david@epa.gov]  
**CC:** McGartland, Al [McGartland.Al@epa.gov]  
**Subject:** Material for Today's 4:30: CPP Cost Savings  
**Attachments:** cost\_memo\_draft\_042417.docx

Hi

Attached is material for today's 4:30. Thank you Al.

**To:** Dravis, Samantha; Bolen, Brittany; Gunasekara, Mandy; Schwab, Justin; McGartland, Al; Greenwalt, Sarah  
**Cc:** Kime, Robin; Irving, Verna; Inge, Carolyn; Fotouhi, David  
**Subject:** CPP Cost Savings  
**When:** Thursday, May 04, 2017 4:30 PM-5:00 PM (UTC-05:00) Eastern Time (US & Canada).  
**Where:** DCRoomARN3500/OPEI

Message

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**From:** Bolen, Brittany [bolen.brittany@epa.gov]  
**Sent:** 4/13/2017 2:38:16 AM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** RE:  
**Attachments:** OP Issues Tracker.docx

**\*INTERNAL-DELIBERATIVE PROCESS** document attached.

Sam – the attached incorporates all of Ryan’s information and several missed items.

---

**From:** Bolen, Brittany  
**Sent:** Wednesday, April 12, 2017 6:11 PM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>  
**Subject:** RE:

Hey – I have to run to Liz’s office for a background call with her on the task force comment period then I’m heading out and will work from home. Attached is what I compiled so far.

---

**From:** Bolen, Brittany  
**Sent:** Wednesday, April 12, 2017 10:03 AM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>  
**Subject:** RE:

Yes.

---

**From:** Dravis, Samantha  
**Sent:** Wednesday, April 12, 2017 9:49 AM  
**To:** Bolen, Brittany <bolen.brittany@epa.gov>  
**Subject:** RE:

Okay. Let’s divide up the list and delegate if necessary.

---

**From:** Bolen, Brittany  
**Sent:** Wednesday, April 12, 2017 9:48 AM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>  
**Subject:** RE:

Not much progress given his other request I’ve been filling. Will be sure to work on this.

---

**From:** Dravis, Samantha  
**Sent:** Wednesday, April 12, 2017 9:45 AM  
**To:** Bolen, Brittany <bolen.brittany@epa.gov>  
**Subject:**

Where are we on putting together RJ’s list but into a better format? We need to push aside other matters and get that done today – he called me about it.

Message

---

**From:** Bolen, Brittany [bolen.brittany@epa.gov]  
**Sent:** 5/1/2017 11:20:28 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**CC:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** updated tracker  
**Attachments:** OP Issues Tracker.docx

Charles – attached is an updated version of the tracker that I just edited. We haven't had a chance to meet with folks to thoroughly update it. Hope this helps. Let me know if you have any questions.

Brittany

**Brittany Bolen**  
Deputy Associate Administrator, Office of Policy  
U.S. Environmental Protection Agency  
(202) 564-3291  
[Bolen.Brittany@epa.gov](mailto:Bolen.Brittany@epa.gov)

Message

---

**From:** McGartland, Al [McGartland.Al@epa.gov]  
**Sent:** 4/27/2017 9:57:41 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** RE: draft RIA  
**Attachments:** CPP cost savings memo\_draft\_042417.docx

Sorry this is later than I said. It is always hard to drag the document from people. This is very rough, but has the estimates in it. I have not gone over it yet.

---

**From:** Dravis, Samantha  
**Sent:** Thursday, April 27, 2017 3:54 PM  
**To:** McGartland, Al <McGartland.Al@epa.gov>  
**Subject:** RE: draft RIA

Can we see it?

---

**From:** McGartland, Al  
**Sent:** Thursday, April 27, 2017 3:54 PM  
**To:** Dravis, Samantha <[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)>  
**Subject:** draft RIA

A draft exist. Its pretty short but does quantify cost savings. Needs editing. If agreeable we can send tomorrow. OAR people wanted some time with it.

Message

---

**From:** Kime, Robin [Kime.Robin@epa.gov]  
**Sent:** 4/11/2017 8:37:32 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]; Bolen, Brittany [bolen.brittany@epa.gov]  
**Subject:** Prep Material for Tomorrow and Thursday  
**Attachments:** BRDB background.pptx; Meeting with EEI's Environmental Leadership CEOs 04.13.17.docx; MSW\_brief\_WMMeeting.docx; Letter to EPA Acting Officials - Petition for Reconsideration Enclosed (....pdf; Meeting with WM Waste Management 04.13.17.docx; Landfill Air Rules Summary.docx

**Flag:** Follow up

Hi

Highlights and read-ahead material is below. Have a good afternoon.

### Wednesday

Two meetings on WOTUS (10 a.m. and 5 p.m.)- both are at the workgroup level. Al and Bill will be there; we are thinking you do not need to attend these meetings, they are rather in the weeds and below your level of engagement, but let me know if that's wrong.

Two external meetings here in the office:

- 2:30 with Brendan Williams of PBF Energy to discuss RFS and RMP
- 4:00 with David Rostker of SBA and Tabby Waqar to discuss EPA to discuss EPA regulatory reform efforts

Biofuels report at 3:00 is the internal discussion on the interagency biofuels report, led by NCEE. Attached and in hard copy for you is the briefing material.

### Thursday

Three external meetings here in the office:

- 10:00 with EEI's Environmental Leadership CEOs. Attached and in hard copy for you is the material we have on this.
- 1:00 with Larry Schafer 3 Biodiesel CEOs to discuss RFS. Attached and in hard copy for you is the material we have on this.
- 3:00 with WM Waste Management: Clean Air Act Rules for MSW Landfills. Attached and in hard copy for you is the material they and also Sara R's staff provided.



## Meeting with WM Waste Management: Clean Air Act Rules for MSW Landfills

Thursday, April 13<sup>th</sup>

3:00-3:45

3500 WJCN

Dear Ms. Dravis and Mr. Sugiyama:

At the suggestion of Al Collins of Occidental Petroleum (Oxy), who met with you last week and now sings your praises, I am writing to request a meeting with you at your earliest convenience to discuss a set of rules promulgated by EPA pursuant to Section 111 (b) and (d) of the Clean Air Act that impose revised performance standards for both new and existing municipal solid waste (MSW) landfills. The regulations were promulgated as part of President Obama's *Climate Action Plan: Strategy to Reduce Methane Emissions*.

Waste Management, along with Republic Services, the National Waste & Recycling Association and the Solid Waste Association of North America (associations representing both public and private organizations and professionals) identified a number of substantial issues of law and policy with the new rules, including overlap and conflict with existing rules governing the same landfill sources. We have asked EPA to stay, reconsider and revise the two climate-related rules. We petitioners have also challenged the new rules in the U.S. Court of Appeals for the D.C. Circuit.

The landfill rules share similarities with other regulations that EPA may reevaluate, including the Clean Power Plan and Oil & Gas Rules:

- The new rule for existing landfills relies on the same Section 111(d) authority for which the Clean Power Plan has been criticized; and
- The cost/benefit analyses underpinning the more stringent performance standards in the rules rely heavily on the "social cost of methane," which is derived from the "social cost of carbon."

Should the Agency decide to rethink those elements in other rules, we believe it would be advisable to reconsider the landfill rules as well. Although we petitioners are prepared to move forward with the judicial challenge, we believe a reconsideration of the rules could lead to a better outcome without the need for litigation. While rule revisions are our ultimate goal, an administrative stay of the rules under the Administrative Procedures Act is critical to avoid forcing the regulated community and the states to begin implementing these flawed rules. Many states are already engaged in developing their mandated state plans for implementation, which are due to the EPA by May 30, so our request for a meeting is time-critical.

I am attaching a recent letter we petitioners sent to EPA prior to Administrator Pruitt's confirmation. It includes our somewhat lengthy administrative petitions. I would be happy to follow-up next week by phone to identify a convenient time on your doubtless busy

schedules. Several participants will be coming from out of town, including a former colleague of Mr. Sugiyama, Mack McGuffey of Troutman Sanders, but we can be flexible in accommodating your schedules.

Thank you in advance, and I very much look forward to meeting you

We have a group of 10 people for our upcoming meeting with Samantha and Brittany. We have been working as a coalition of public and private organizations, which is why there are so many. I've listed the participants below with their affiliation.

1. Kerry Kelly, Senior Director, Federal Affairs, Waste Management (WM)
2. Amy Banister, Senior Director, Corporate Air Programs, WM
3. Chris Ball, Senior Legal Counsel, WM
4. Carol McCabe, Partner, Manko Gold LLC., counsel for WM
5. Niki Wuestenberg, Senior Manager, Air Compliance, Republic Services
6. Sabrina Mizrahi, VP for Sustainability and Assistant General Counsel, Republic
7. Mack McGuffey, Partner, Troutman Sanders, counsel for Republic
8. Barry Shanoff, General Counsel, Solid Waste Association of North America (SWANA), This is a professional association that represents local government and private solid waste professionals
9. Kevin Kraushaar, VP Government Affairs, National Waste & Recycling Association (NWRA), This is a trade association representing private companies providing solid waste management collection, recycling and disposal services
10. Anne Germain, Technical Director, NWRA

Contact:

Kerry Kelly [KKelly5@wm.com](mailto:KKelly5@wm.com)

Waste Management

701 Pennsylvania Ave., NW, #590

Washington, DC 20004

Ex. 6

Message

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**From:** Rees, Sarah [rees.sarah@epa.gov]  
**Sent:** 3/30/2017 2:43:40 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]; Kime, Robin [Kime.Robin@epa.gov]  
**Subject:** RE:  
**Attachments:** REGS Action Memo 083016\_clean.docx

Look at page 27 on the reg agenda stack – that has a descriptive blurb. This was one that was developed while I was away from EPA so I'm not super familiar off the top of my head, but here is the memo that went to Gina when it was signed.

This feels like a sticky one and tied in with the rest of the direction we'll want to take with RFS.

---

**From:** Dravis, Samantha  
**Sent:** Thursday, March 30, 2017 10:37 AM  
**To:** Rees, Sarah <rees.sarah@epa.gov>; Kime, Robin <Kime.Robin@epa.gov>  
**Subject:** RE:

Any more info or context that you have at the ready?

---

**From:** Rees, Sarah  
**Sent:** Thursday, March 30, 2017 10:36 AM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>; Kime, Robin <Kime.Robin@epa.gov>  
**Subject:** RE:

This rule is in the reg agenda as a long term action – **Ex. 5 - Deliberative Process** if they were planning to go faster I would flag this as something to move into long term, but it is already there.

Does this blurb indicate some idea of the program moving this in 2017?

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**From:** Dravis, Samantha  
**Sent:** Thursday, March 30, 2017 10:26 AM  
**To:** Rees, Sarah <rees.sarah@epa.gov>; Kime, Robin <Kime.Robin@epa.gov>  
**Subject:**

What is the status of this?

- **Ex. 5 - Deliberative Process**

Message

---

**From:** Gunasekara, Mandy [Gunasekara.Mandy@epa.gov]  
**Sent:** 3/28/2017 9:09:27 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** Revised Letter  
**Attachments:** Letter to States\_CPP Tolling\_FINAL.docx

See attached.

Message

---

**From:** Gunasekara, Mandy [Gunasekara.Mandy@epa.gov]  
**Sent:** 3/28/2017 5:06:20 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** Fwd: Letter to Gov re: tolling  
**Attachments:** Letter to States\_CPP Tolling\_FINAL.docx; ATT00001.htm; EPA day to day tolling\_recent examples.docx; ATT00002.htm

See attached. I have not run this through OGC.

Sent from my iPhone

Begin forwarded message:

**From:** "Gunasekara, Mandy" <Gunasekara.Mandy@epa.gov>  
**Date:** March 27, 2017 at 11:42:57 PM EDT  
**To:** "Jackson, Ryan" <jackson.ryan@epa.gov>, "Greenwalt, Sarah" <greenwalt.sarah@epa.gov>  
**Subject:** Letter to Gov re: tolling

Attached is version 2 of the letter. It's meatier. I've also attached two examples of when EPA applied day to day tolling in the past (this is from the Allison Wood testimony from our stay hearing last summer).

Message

---

**From:** Wilcox, Jahan [wilcox.jahan@epa.gov]  
**Sent:** 3/24/2017 10:40:07 PM  
**To:** Freire, JP [Freire.JP@epa.gov]; Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** DRAFT: Q&A Doc on CPP  
**Attachments:** 03.24.17 - DRAFT QA On CPP.docx

Attached is the Q&A document. Mandy has made edits to this document.

Message

---

**From:** Gunasekara, Amanda [gunasekara.amanda@epa.gov]  
**Sent:** 3/24/2017 12:44:05 AM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**CC:** Jackson, Ryan [jackson.ryan@epa.gov]  
**Subject:** Summary  
**Attachments:** Energy Independence Policy EO\_Summary.docx; ATT00001.txt

Attached is what I drafted last week. I can help adjust to fit the format the WH requested if needed. Let me know.

Message

---

**From:** Jackson, Ryan [jackson.ryan@epa.gov]  
**Sent:** 3/6/2017 12:23:09 AM  
**To:** Schnare, David [schnare.david@epa.gov]; Konkus, John [konkus.john@epa.gov]; Dravis, Samantha [dravis.samantha@epa.gov]; Benton, Donald [benton.donald@epa.gov]  
**Attachments:** STUMP1.docx

The Administrator and I will be traveling Monday and Tuesday. Please do not worry about the 8am either days.

However, we need to use this time to develop the final ticker or whatever format for upcoming agency actions and rulemakings, consent decree negotiations and which ones need to be revisited, upcoming grants (I have something working on that), and upcoming NOV's and enforcement case filings. We'll need to present these formats to him by the Wednesday am meeting. Please loop Byron into this.

The midterm review notice is well in hand. We need to develop the notices issued pursuant to the energy independence EO to be able to report to the Administrator Wednesday as well.

Also, per Kevin's emails, we'll need to circle back with the Administrator at some point soon on how we are going to make good on the ANPRM on WOTUS.

I'm still gathering information on the Wednesday morning event at the WH, but Wednesday afternoon he'll travel to Houston with Samantha for CERA. Konkus, we will need a speech for that. Attached is the speech for NAM. I think CERA will need to be slightly different.

Thank you guys. See you Wednesday.

Ryan Jackson  
Chief of Staff  
U.S. Environmental Protection Agency

Ex. 6 - Personal Privacy



Message

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**From:** Schnare, David [schnare.david@epa.gov]  
**Sent:** 3/2/2017 10:25:33 PM  
**To:** Minoli, Kevin [Minoli.Kevin@epa.gov]; Dunham, Sarah [Dunham.Sarah@epa.gov]  
**CC:** Jackson, Ryan [jackson.ryan@epa.gov]; Dravis, Samantha [dravis.samantha@epa.gov]; **Ex. 6 - Personal Privacy**  
**Subject:** Executive Order on energy  
**Attachments:** Energy Independence EO Implementation.docx

Kevin and Sarah:

Based on our best understanding of what will be in the forthcoming Executive Order on Energy issues, the attached lists the EPA action items.

## Ex. 5 - Deliberative Process

Thanks,

dschnare

## Energy Independence EO Implementation

EO Section	Action needed	Product & Assignment
Sec. 2(a)	<div style="text-align: center;"> <h3>Ex. 5 - Deliberative Process</h3> </div>	Directive All AA's & RA's
Sec. 2(b)		Directive to OP
Sec. 2(c)		OP
Sec. 2(d)		ANPRMs Appropriate AAs
Sec. 3(c)		Directive All AA's & RA's
Sec. 4(a)		WOTUS Like ANPRM?  OAR/OGC
Sec. 4(c)		Notice – OGC [coord. w/ DOJ]
Sec. 4(e)		Directive to OAR

EO Section	Action needed	Product & Assignment
Sec. 7(a)	•	WOTUS like ANPRM?
Sec. 7(g)	• <b>Ex. 5 - Deliberative Process</b>	Directive to OAR

Message

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**From:** Kime, Robin [Kime.Robin@epa.gov]  
**Sent:** 5/24/2017 10:54:54 PM  
**To:** Bolen, Brittany [bolen.brittany@epa.gov]  
**CC:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** Re: For your approval this morning please: Desk statement for OPA - SBA Economy wide modeling meeting today

Thank you so much! I will send it along and share with AI for awareness.

Sent from my iPhone

On May 24, 2017, at 5:32 PM, Bolen, Brittany <[bolen.brittany@epa.gov](mailto:bolen.brittany@epa.gov)> wrote:

<image002.gif>

Robin, sorry this took me so long to review. Edits are attached, **Ex. 5 - Deliberative Process**

**Ex. 5 - Deliberative Process**

**Ex. 5 - Deliberative Process** I appreciate the effort to provide materials in advance of press requests, but we need AI's shop to focus on the CPP RIA.

Please let me know if I should just send this to AI or directly to Liz.

Brittany

---

**From:** Kime, Robin

**Sent:** Wednesday, May 24, 2017 9:27 AM

**To:** Bolen, Brittany <[bolen.brittany@epa.gov](mailto:bolen.brittany@epa.gov)>

**Subject:** For your approval this morning please: Desk statement for OPA - SBA Economy wide modeling meeting today

Hi- Samantha asked you to review this please. OPA staff would like to make sure Liz has the attached (and below) statement from AI on hand this morning for the SBA Economy wide modeling meeting today. May we send it to them with any edits you suggest? Much appreciated.

**Ex. 5 - Deliberative Process**

# **Ex. 5 - Deliberative Process**

<SAB Economy Wide Model Panel Desk statement 04-25-17-BB.docx>

Message

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**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 6/30/2017 9:57:06 PM  
**To:** John Bachmann [Ex. 6]  
**Subject:** RE: Request for an article of EPA priorities in air and waste management  
**Attachments:** Draft 3\_DCL Edits (002).docx

I can continue working on this, but here's where we're at.

---

**From:** John Bachmann [mailto:Ex. 6]  
**Sent:** Friday, June 30, 2017 5:04 PM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>  
**Subject:** Re: Request for an article of EPA priorities in air and waste management

Hi Samantha,

I thought I'd let you know several other authors have not turned in their drafts as yet - and the EM editor won't be back in the office until Wednesday morning, the 5th. Even though it's not that much help at this point given the holiday, there is no need to turn in anything until July 5th.

Again, thanks.

On Jun 25, 2017, at 7:32 PM, Dravis, Samantha <dravis.samantha@epa.gov> wrote:

John,

I realized I read the email wrong! I'm so sorry. I thought the email was meant to be cross at me that I had not responded. Still drinking from a fire hose and apparently too busy to properly read my emails :)

I have a draft of the article but it needs work and has to go through internal reviews, so I really am looking at the VERY end of June to be able to flip something back to you - is that going to work?

I am so sorry again for the confusion on my end!!

Samantha

Sent from my iPad

On Jun 21, 2017, at 5:08 PM, Johnbachmann [Ex. 6] wrote:

My number is [Ex. 6 - Personal Privacy]

I am sorry to offend you, which is the last thing I wanted to do. I absolutely understand how busy you have to be right now.

Sent from my iPad

On Jun 21, 2017, at 4:33 PM, Dravis, Samantha <[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)> wrote:

Give me your phone number, please.

Your email about throwing in a gratuitous comment re: Notre Dame is utterly absurd. We were working on this this week. As you can imagine, I have MANY competing priorities at the moment.

Sent from my iPhone

On Jun 21, 2017, at 4:26 PM, John Bachmann

Ex. 6

wrote:

Hi Samantha,

I wonder if the email I sent back in May responding to this got lost - The end of June is the timeframe and I was very happy you were able to do it. I also threw in a gratuitous comment about me going to the 2017 Reunion at Notre Dame.

Ex. 6 - Personal Privacy

Ex. 6

In any event, I hope it's still possible for you to provide a brief summary of EPA's priorities, particularly for air and/or waste.

Thanks.

John Bachmann

On May 24, 2017, at 10:44 AM,  
Dravis, Samantha  
<[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)> wrote:

Thanks, John. I haven't yet had a chance to start this, but could still try to get you something by the end of June if that is the time frame.

---

**From:** John Bachmann

[mailto:[john.bachmann@epa.gov](mailto:john.bachmann@epa.gov)] Ex. 6

**Sent:** Wednesday, May 24, 2017 10:42 AM

**To:** Dravis, Samantha  
<[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)>

**Subject:** Re: Request for an article of EPA priorities in air and waste management

Hi Samantha,

I'm just checking in to see where things stand on an article. Again, thanks for your consideration

John Bachmann

On May 2, 2017, at 11:38 AM, Dravis, Samantha  
<[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)> wrote:

Thank you for the request, John. Let me run the traps internally and see if I can write something up for you.

---

**From:** John Bachmann

[mailto:[Ex. 6](#)]

**Ex. 6**

**Sent:** Tuesday, May 02, 2017 10:58 AM

**To:** Dravis, Samantha  
<[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)>

**Subject:** Request for an article of EPA priorities in air and waste management

I am writing on behalf of the Air and Waste Management Association (<https://www.awma.org>), whose members consist of environmental professionals from various industries, consultants, state, local, and federal agencies, and academics. We publish a monthly e-magazine called EM, which is targeted towards



environmental managers from these groups. Our September issue of EM will consist of stakeholders perspectives on the most important air and waste related management priorities for the new Administration. As is our custom for special stakeholder issues like this, we would welcome a lead article from the Environmental Protection Agency. We are also reaching out to stakeholders representing various industries, states, environmentalists, and academics.

In soliciting an EPA article for one of our stakeholder comment issues of EM, we usually work through the air or waste EPA program offices. In this search, as the head of the policy office, you were recommended as the best contact for this request. Some specifics. We are looking for an article of 2000 to 3000 words in length that focuses on EPA's priorities, particularly for air and waste management. You are free to go beyond those areas, and it could be authored by you or anyone you

believe would be an appropriate to represent EPA's perspectives. We are asking authors to provide a near final draft by the end of June, but can be somewhat flexible as the normal review process does not apply for policy related opinion pieces. You would have a chance to review the galley proofs of the article before it goes to publication.

I hope you will consider our request as an opportunity to communicate directly with our members. If you have any questions in making a decision, please let me know. I'm available either through this email or by phone at Ex. 6 - Personal Privacy

Ex. 6 - Personal Privacy

Thank you for your consideration.

John Bachmann  
Vision Air  
Consulting, LLC  
EM Editorial Board

Message

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**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 5/22/2017 6:29:39 PM  
**To:** Rees, Sarah [rees.sarah@epa.gov]; Nickerson, William [Nickerson.William@epa.gov]  
**CC:** Bolen, Brittany [bolen.brittany@epa.gov]  
**Attachments:** EO 13777 90-day Status Report with recommendations\_clean.docx

Here are some initial edits, but candidly, this needs a lot of work in the next few days.

**Ex. 5 - Deliberative Process**

## Ex. 5 - Deliberative Process

I have some additional ideas I would like incorporated and I'll hand deliver those to you, Sarah.

Brittany will also have edits to this.

Message

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**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 5/11/2017 6:00:39 PM  
**To:** Nickerson, William [Nickerson.William@epa.gov]; Bolen, Brittany [bolen.brittany@epa.gov]  
**Attachments:** EO 13783 Plan Dravis Edits.docx; Cover Letter with Dravis Edits.docx

Brittany, can you take one more pass-through of both of my redlines and make further comments or feedback if you see things that need addressing?

Bill, can you re-circulate to the group clean copies with my edits and any further edits that Brittany has?

Thanks.

Message

---

**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 5/11/2017 4:35:16 PM  
**To:** Nickerson, William [Nickerson.William@epa.gov]; Bolen, Brittany [bolen.brittany@epa.gov]; Rees, Sarah [rees.sarah@epa.gov]  
**CC:** Kime, Robin [Kime.Robin@epa.gov]; Schillo, Bruce [Schillo.Bruce@epa.gov]; Owens, Nicole [Owens.Nicole@epa.gov]; Corrales, Mark [Corrales.Mark@epa.gov]; Curry, Bridgid [Curry.Bridgid@epa.gov]  
**Subject:** RE: Final EO 13783 cover letter and plan  
**Attachments:** Cover Letter Dravis Edits.docx

---

**From:** Nickerson, William  
**Sent:** Thursday, May 11, 2017 11:49 AM  
**To:** Bolen, Brittany <bolen.brittany@epa.gov>; Rees, Sarah <rees.sarah@epa.gov>; Dravis, Samantha <dravis.samantha@epa.gov>  
**Cc:** Kime, Robin <Kime.Robin@epa.gov>; Schillo, Bruce <Schillo.Bruce@epa.gov>; Owens, Nicole <Owens.Nicole@epa.gov>; Corrales, Mark <Corrales.Mark@epa.gov>; Curry, Bridgid <Curry.Bridgid@epa.gov>  
**Subject:** Final EO 13783 cover letter and plan

Revised versions of the plan and the Administrator's cover letter are attached, consistent with Sarah's conversation with Brittany this morning, and with Brittany's most recent edits included in both documents.

Message

---

**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 5/5/2017 3:52:05 PM  
**To:** Bolen, Brittany [bolen.brittany@epa.gov]  
**Attachments:** Op Issues Tracker May 5.docx

Message

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**From:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Sent:** 4/28/2017 1:00:07 PM  
**To:** Jackson, Ryan [jackson.ryan@epa.gov]  
**CC:** Gunasekara, Mandy [Gunasekara.Mandy@epa.gov]; Schwab, Justin [schwab.justin@epa.gov]; Bolen, Brittany [bolen.brittany@epa.gov]  
**Subject:** Re:

Ah ok.

**Ex. 6 - Personal Privacy**

Ex. 6 - Personal Privacy

Sent from my iPad

> On Apr 28, 2017, at 8:59 AM, Jackson, Ryan <jackson.ryan@epa.gov> wrote:

>

> No.

>

> Ryan Jackson

> Chief of Staff

> U.S. EPA

> **Ex. 6 - Personal Privacy**

>

>> On Apr 28, 2017, at 8:51 AM, Dravis, Samantha <dravis.samantha@epa.gov> wrote:

>>

>> Are we still meeting at Noon on CPP with Administrator? I was going to tell Al to come in to walk through the RIA.

>>

>> Sent from my iPad

Message

---

**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 4/27/2017 6:38:34 PM  
**To:** Bolen, Brittany [bolen.brittany@epa.gov]  
**Subject:** RE: CPP RIA

Yes, let's call over now

---

**From:** Bolen, Brittany  
**Sent:** Thursday, April 27, 2017 2:37 PM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>  
**Subject:** FW: CPP RIA

Do you think we should call Anthony to give him heads up on this?

---

**From:** McGartland, Al  
**Sent:** Thursday, April 27, 2017 10:47 AM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>  
**Cc:** Bolen, Brittany <bolen.brittany@epa.gov>  
**Subject:** Re: CPP RIA

Ok. Understood. The cost savings will be around \$25 billion per year.

Sent from my iPhone

On Apr 27, 2017, at 10:27 AM, Dravis, Samantha <dravis.samantha@epa.gov> wrote:

**Ex. 5 - Deliberative Process**

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**From:** McGartland, Al  
**Sent:** Thursday, April 27, 2017 10:12 AM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>  
**Subject:** Re: CPP RIA

**Ex. 5 - Deliberative Process**

We are cranking on it.

Sent from my iPhone

On Apr 27, 2017, at 10:03 AM, Dravis, Samantha <dravis.samantha@epa.gov> wrote:

Sarah and Al:

**Ex. 5 - Deliberative Process**



Nonetheless, we have been given clear and unequivocal direction that this needs to proceed ASAP. Please let me know if for some reason this cannot happen.

Samantha

Message

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**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 4/27/2017 2:44:34 PM  
**To:** Kime, Robin [Kime.Robin@epa.gov]  
**Subject:** FW: Articles on Paris

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**From:** Gunasekara, Mandy  
**Sent:** Thursday, April 27, 2017 10:44 AM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Bowman, Liz <Bowman.Liz@epa.gov>  
**Subject:** Articles on Paris

**Also, print these articles**

[Clinton could issue 'Clean Power Plan 2.0' -- consultant](#)  
[Center for American Progress: How The Paris Climate Agreement Super-Charges The Clean Air Act](#)

Message

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**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 4/27/2017 2:44:33 PM  
**To:** Kime, Robin [Kime.Robin@epa.gov]  
**Subject:** FW: E&E News: Today could expose strengths, and weaknesses, in Cabinet, 4/27/17  
**Attachments:** Paris Agreement EPA.pdf; Additional Points on Paris.docx; 115 Pitch Document.pdf; Heritage Study\_Impacts of Paris.pdf; Section 115 How it Woks.docx; Paris agreement\_DDay\_DRAFT.docx; NERA-CPP-Final-Nov-7.pdf

Can you start getting these organized into a neat binder for Administrator Pruitt? We need these printed out and tabbed ASAP.

---

**From:** Gunasekara, Mandy  
**Sent:** Thursday, April 27, 2017 10:43 AM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>; Bowman, Liz <Bowman.Liz@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>  
**Subject:** RE: E&E News: Today could expose strengths, and weaknesses, in Cabinet, 4/27/17

I'm working on letter, withdrawal packet and stern statements points

---

**From:** Dravis, Samantha  
**Sent:** Thursday, April 27, 2017 10:01 AM  
**To:** Bowman, Liz <Bowman.Liz@epa.gov>; Gunasekara, Mandy <Gunasekara.Mandy@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>  
**Subject:** RE: E&E News: Today could expose strengths, and weaknesses, in Cabinet, 4/27/17

Mandy could you send me one more time the final docs you want me to organize for Administrator?

---

**From:** Bowman, Liz  
**Sent:** Thursday, April 27, 2017 10:00 AM  
**To:** Gunasekara, Mandy <Gunasekara.Mandy@epa.gov>; Dravis, Samantha <dravis.samantha@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>  
**Subject:** FW: E&E News: Today could expose strengths, and weaknesses, in Cabinet, 4/27/17

Sorry to be a nag here, but this is why I want to include a strong intro/conclusion in that letter...

---

**From:** So, Katherine  
**Sent:** Thursday, April 27, 2017 9:50 AM  
**To:** AO OPA OMR CLIPS <AO\_OPA\_OMR\_CLIPS@epa.gov>  
**Cc:** So, Katherine <so.katherine@epa.gov>  
**Subject:** E&E News: Today could expose strengths, and weaknesses, in Cabinet, 4/27/17

**E&E News**

<https://www.eenews.net/climatewire/2017/04/27/stories/1060053678>

**Today could expose strengths, and weaknesses, in Cabinet**

By Jean Chemnick 4/27/17

Today's meeting of top officials in the White House situation room could shed light not only on the fate of U.S. participation in the Paris Agreement but on which Trump administration players have the most influence with their boss.

The meeting brings together Cabinet members and advisers who are divided on whether President Trump should follow through on his promise to "cancel" the deal.

While much has been made of the rising influence within the White House of "globalists" like Trump's son-in-law Jared Kushner, who is said to favor the deal, over nationalists, like adviser Steve Bannon, Cabinet members on hand today have equally diverse views.

Secretary of State Rex Tillerson is the senior U.S. diplomat, but he has said nothing about this particular multilateral agreement since his confirmation in January.

"As you know, the review is ongoing with respect to the Paris Agreement. We're looking at it still," said a senior State Department official yesterday.

Bloomberg reported Tuesday night on a leaked draft memo circulating within the State Department arguing that Paris imposes few burdens on the United States. The document stops short of recommending that Trump remain in the deal, and it's unclear whether that document was intended to inform the secretary or whether it might represent his views. He said during the confirmation process that the United States could benefit from retaining a "seat at the table" in climate negotiations.

While Tillerson hasn't voiced an opinion publicly on Paris since assuming his new role, he may have raised it with Trump. The former Exxon Mobil Corp. CEO meets frequently with the president behind closed doors, and the State Department official said Paris has been featured in some of those conversations.

"I can't speak definitively whether this has been a frequent topic, but he meets with the president, sometimes multiple occasions during any week, and I'm sure it's come up in some way, shape or form on multiple occasions," said the official.

Sen. Ben Cardin (D-Md.) told reporters at a briefing yesterday that Tillerson has told him he expects to be Trump's top adviser on Paris.

"He's the key point person in the administration on this issue," said Cardin, the senior Democrat on the Senate Foreign Relations Committee. "That's what he tells me."

Cardin said U.S. EPA Administrator Scott Pruitt, who will also attend this afternoon's meeting, has deferred to Tillerson in conversations with him. But unlike Tillerson, Pruitt has not been shy about making his own opposition known, saying in an interview with "Fox & Friends" earlier this month that the United States should exit the agreement because it's a "bad deal."

The former Oklahoma attorney general, who pitted himself for years against EPA regulations before Trump appointed him to head the agency, has said it will make it harder to dismantle greenhouse gas rules if the United States is a party to a U.N. agreement that describes emissions as a dire threat.

#### **Pruitt wants a 'kill shot'**

Rep. Kevin Cramer (R-N.D.) said at an event Tuesday night that Pruitt brought that argument up again this week during a meeting with electric power cooperatives at EPA headquarters.

Cramer said Pruitt was particularly anxious to have a "kill shot" at the Clean Power Plan, which Trump has set about repealing but which will be the subject of extensive litigation.

Paul Bodnar, the White House National Security Council's former climate chief, said he was surprised at how vocal Pruitt has been on Paris. Trump is set to make his own announcement on the deal by the end of May and has said he is "studying" the issue.

"It's unusual to have a Cabinet secretary out in public there lobbying the president and his Cabinet colleagues on an undecided issue," said Bodnar, who is now with the Rocky Mountain Institute. He added that "being vocal probably magnifies Pruitt's influence in this media-centric administration. But it could also be a sign that he's about to lose the debate."

Cramer, who has hinted at support for remaining in the deal, seemed to dismiss Pruitt's position that U.S. participation in Paris could arm environmental litigants. The congressman said he was more convinced that staying in Paris was the right move after hosting the Tuesday panel in a House office building, though he favors weaker emissions commitments.

Cramer called the administration's public airing of the Paris decision "kind of noble."

But Robert Stavins, director of the Harvard Environmental Economics Program, said Tillerson's relative absence from the public debate over Paris might be a strategy learned from his decades in the private sector.

"My assumption is that Mr. Tillerson, being a successful former CEO — who operates, like all successful CEOs, not on the basis of ideology but on the basis of evidence — remains supportive of the USA remaining a party to the Paris climate agreement," he said.

Companies ranging from BP PLC to Google have come out in favor of the deal, arguing that U.S. influence over its direction would benefit American businesses. "As a corporation man, however, he also understands and observes hierarchy, and so I would not expect him to make public statements about his position, but to voice it only privately, such as to the president," Stavins said.

Tillerson appears to have an ally in Energy Secretary Rick Perry, who said this week that he would not urge a Paris exit. But other Cabinet members have been more circumspect. Commerce Secretary Wilbur Ross said Tuesday: "It's really outside my area."

"I'm having enough difficulty dealing with the trade issues rather than poaching on other people's territory," said Ross, whose agency oversees climate science work at the National Oceanic and Atmospheric Administration.

White House deputies gathered Tuesday to lay the groundwork for today's meeting, which was rescheduled from earlier in the month. It's unclear whether it will produce a single recommendation for the president or a menu of options. Trump is expected to make the final call.

"It would be welcome news if the president would announce the United States will continue to sit at the table and will continue to work with the international community so that we can all take responsibility," Cardin said yesterday.

He added that during a Monday meeting with U.N. ambassadors in Washington, several of them brought up the Paris Agreement with him and Sen. Lindsey Graham (R-S.C.).

Katherine So  
Office of Media Relations Intern  
U.S. Environmental Protection Agency  
Telephone: (202)-564-4511  
[so.katherine@epa.gov](mailto:so.katherine@epa.gov)

Message

---

**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 4/27/2017 2:17:41 PM  
**To:** McGartland, Al [McGartland.Al@epa.gov]  
**CC:** Bolen, Brittany [bolen.brittany@epa.gov]  
**Subject:** RE: CPP RIA

I don't know. I need to defer to Brittany on that.

---

**From:** McGartland, Al  
**Sent:** Thursday, April 27, 2017 10:12 AM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>  
**Subject:** Re: CPP RIA

How do you want to treat the later study that was used for the denial of petitions to reconsider the CPP in December 2016?

We are cranking on it.

Sent from my iPhone

On Apr 27, 2017, at 10:03 AM, Dravis, Samantha <dravis.samantha@epa.gov> wrote:

Sarah and Al:

I am not sure what the specific delay is on this or why the timeline for completing the RIA is set where it is, **Ex. 5 - Deliberative Process**

## **Ex. 5 - Deliberative Process**

Nonetheless, we have been given clear and unequivocal direction that this needs to proceed ASAP. Please let me know if for some reason this cannot happen.

Samantha

Message

---

**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 4/24/2017 2:59:14 PM  
**To:** Kime, Robin [Kime.Robin@epa.gov]  
**Subject:** RE: Is it possible to get 20 min with SD on CPP RIA?

Yes. Bolen needs to be in this as well. Ask Kenny if she can attend senior staff.

-----Original Message-----

From: Kime, Robin  
Sent: Monday, April 24, 2017 10:49 AM  
To: Dravis, Samantha <dravis.samantha@epa.gov>  
Subject: FW: Is it possible to get 20 min with SD on CPP RIA?

Hi- could we do this today at 1:30 in lieu of senior staff?

-----Original Message-----

From: McGartland, Al  
Sent: Monday, April 24, 2017 10:45 AM  
To: Kime, Robin <Kime.Robin@epa.gov>  
Subject: Is it possible to get 20 min with SD on CPP RIA?

Sent from my iPhone

Message

---

**From:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Sent:** 4/21/2017 6:46:33 PM  
**To:** Jackson, Ryan [jackson.ryan@epa.gov]  
**Subject:** Fwd: CPP cost savings

Ummm

Sent from my iPhone

Begin forwarded message:

**From:** "McGartland, Al" <McGartland.Al@epa.gov>  
**Date:** April 21, 2017 at 2:06:30 PM EDT  
**To:** "Dravis, Samantha" <dravis.samantha@epa.gov>, "Bolen, Brittany" <bolen.brittany@epa.gov>, "Schwab, Justin" <schwab.justin@epa.gov>  
**Subject:** CPP cost savings

While doing research on how best to do our CPP cost saving calculations we came across a recent OAR analysis that will affect our estimates.

This analysis, released by EPA in December of 2016 in support of denying CPP reconsideration petitions, suggests that the costs of CPP have fallen significantly. "The updated analysis, therefore, indicates that CPP requirements are more modest and can be achieved at significantly lower cost than EPA projected when it finalized the CPP in 2015."

<https://www.epa.gov/cleanpowerplan/clean-power-plan-petitions-reconsideration-january-2017>

PLEASE SEE APPENDIX 2, PAGES 55-58

I am assuming that new analysis is relevant for cost-saving calculations purposes. Perhaps most striking is that EPA said 18 states will comply with CPP without any additional costs incurred.



Message

---

**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 4/21/2017 11:51:54 AM  
**To:** McGartland, Al [McGartland.Al@epa.gov]  
**Subject:** RE: CPP economic analysis

Same question for CPP..for communications purposes, what do you think the total cost savings range of CPP is?

-----Original Message-----

From: McGartland, Al  
Sent: Friday, April 21, 2017 7:32 AM  
To: Dravis, Samantha <dravis.samantha@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>  
Cc: Kopits, Elizabeth <Kopits.Elizabeth@epa.gov>; Kime, Robin <Kime.Robin@epa.gov>  
Subject: CPP economic analysis

Good morning. Yesterday, Elizabeth and I met with oar economists responsible for doing the CPP economic analysis. We want to keep that analysis moving.

## Ex. 5 - Deliberative Process

Your thoughts in this last issue would be welcome. I will nail down more precise estimates of what implications this has for the cost saving estimates.

Also need to make sure you are comfortable arguing no forgone benefits quantification.

Sent from my iPhone

Message

---

**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 4/20/2017 1:40:08 PM  
**To:** Greenwalt, Sarah [greenwalt.sarah@epa.gov]  
**Subject:** FW: OD Meeting

Do you have thoughts on this? Do we have time for one more? If we do, let's try to squeeze it in.

---

**From:** McGartland, Al  
**Sent:** Thursday, April 20, 2017 5:30 AM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>  
**Subject:** Re: OD Meeting

**Ex. 5 - Deliberative Process**

Mindy just told me that epa was "noncommittal" about additional meetings. None are planned.

I would think we would want to do at least one more. But this is not my area of expertise. We do need to hear from the states about how they would respond to assuming responsibility for certain "waters".

Sent from my iPhone

On Apr 19, 2017, at 5:45 PM, Dravis, Samantha <[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)> wrote:

Okay. When is the next one?

---

**From:** McGartland, Al  
**Sent:** Wednesday, April 19, 2017 5:45 PM  
**To:** Dravis, Samantha <[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)>  
**Subject:** Re: OD Meeting

I had two of my guys listening in to federalism consult. I'm anxious to hear if states responded in how they would continue to protect valuable ecology.

I think it's important that you do attend some of these -- sends a signal that what states say matters.

Thanks for being so engaged on the OMB stuff. Your leadership will pay big dividends. I do need to circle back with you on whether and how to engage OIRA on CPP economic analysis.

Sent from my iPhone

On Apr 19, 2017, at 2:17 PM, Dravis, Samantha <[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)> wrote:

Guys, I am very sorry to postpone our meeting today, but I would really like to attend some of the WOTUS Federalism consultation and my presence there has been requested. I will look forward to seeing you on Friday and Robin will reschedule.

Message

---

**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 4/18/2017 4:18:21 PM  
**To:** Ford, Hayley [ford.hayley@epa.gov]  
**CC:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** RE: Cabinet Affairs Update

- Working on CAFÉ standards with DOT and WH
- Working on RFS 2018 volume obligations with WH
- Call with OMB today on WOTUS and CPP economic baselines for the WOTUS and Clean Power Plan withdrawals
- Reviewing methane landfill rules

---

**From:** Ford, Hayley  
**Sent:** Tuesday, April 18, 2017 12:13 PM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>  
**Cc:** Munoz, Charles <munoz.charles@epa.gov>  
**Subject:** FW: Cabinet Affairs Update

Hi Samantha – Could you send along any policy updates for our 1:45 Cabinet Affairs call? We are open to whatever process you would prefer in getting us these daily updates.

Thanks!

- Proceeding on WOTUS and CPP review and revision per 2 Presidential EOs. Our teams have had calls w/ OMB and the WH about the plan moving forward.
- On 4/13, the Administrator issued an administrative stay on the compliance deadlines of the ELG (Effluent Limitations Guidelines) for steam electric power plants under the Clean Water Act. This was a crippling, costly and burdensome rule – staying the rule will save money and jobs. The Administrator also began the reconsideration process for this rule and sent a letter to all state governors and state DEQs identifying the flexibility states have to delay implementation.
- Working with Commerce on response to the Manufacturing Permit Streamlining Presidential Memorandum.

***Hayley Ford***

Deputy White House Liaison  
Office of the Administrator  
Environmental Protection Agency  
Room: 3309C William Jefferson Clinton North  
[ford.hayley@epa.gov](mailto:ford.hayley@epa.gov)  
Phone: 202-564-2022

**Ex. 6 - Personal Privacy**

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**From:** Ford, Hayley  
**Sent:** Monday, April 17, 2017 9:28 AM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>  
**Cc:** Munoz, Charles <munoz.charles@epa.gov>  
**Subject:** Cabinet Affairs Update

Hi Samantha,

Hope you had a nice weekend! For the daily Cabinet Affairs calls, they've asked us to send an update in the mornings to then review on our call. Attached is our update for this past Friday. Could you review the policy section and update as needed? You can either update using track changes or copy/paste in email format.

Moving forward, could you either provide us with an update at the end of the day or in the morning before 9AM? If there are no changes to the previous day's update, you can just let us know that.

Thank you!

***Hayley Ford***

Deputy White House Liaison

Office of the Administrator

Environmental Protection Agency

Room: 3309C William Jefferson Clinton North

[ford.hayley@epa.gov](mailto:ford.hayley@epa.gov)

Phone: 202-564-2022

Cell: Ex. 6 - Personal Privacy

Message

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**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 4/14/2017 2:55:57 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**CC:** Ford, Hayley [ford.hayley@epa.gov]  
**Subject:** RE: Cabinet Affairs

Ask comms for the top 5 accomplishments of EPA that they gave to WH Comms.

---

**From:** Munoz, Charles  
**Sent:** Friday, April 14, 2017 10:56 AM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>  
**Cc:** Ford, Hayley <ford.hayley@epa.gov>  
**Subject:** RE: Cabinet Affairs

This is great, thank you.

Charles Munoz  
White House Liaison  
Environmental Protection Agency

Ex. 6 - Personal Privacy

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**From:** Dravis, Samantha  
**Sent:** Friday, April 14, 2017 10:55 AM  
**To:** Munoz, Charles <munoz.charles@epa.gov>  
**Cc:** Ford, Hayley <ford.hayley@epa.gov>  
**Subject:** RE: Cabinet Affairs

We are proceeding on WOTUS and CPP repeal per the two Presidential Executive Orders. Our teams have had calls with OMB and the White House about the plan forward.

We recently issued an administrative stay in the ELG Rule, the "Effluent Limitations Guidelines." This was a crippling, costly and burdensome rule – staying the rule will save money and jobs.

We are working with Commerce on the response to the Manufacturing Permit Streamlining Presidential Memorandum.

---

**From:** Munoz, Charles  
**Sent:** Friday, April 14, 2017 10:46 AM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>  
**Cc:** Ford, Hayley <ford.hayley@epa.gov>  
**Subject:** RE: Cabinet Affairs

The Senior Advisor or whoever is in charge of the call will compile it. I'll reach out to the relevant folks to get some bullet points on anything they want Cabinet Affairs to know about.

Can you get me some policy points? I'm thinking anything that is about to pop up or recently has so they aren't caught by surprise by anything.

Charles Munoz  
White House Liaison

Environmental Protection Agency

Ex. 6 - Personal Privacy

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**From:** Dravis, Samantha  
**Sent:** Friday, April 14, 2017 10:40 AM  
**To:** Munoz, Charles <[munoz.charles@epa.gov](mailto:munoz.charles@epa.gov)>  
**Cc:** Ford, Hayley <[ford.hayley@epa.gov](mailto:ford.hayley@epa.gov)>  
**Subject:** RE: Cabinet Affairs

Right. So I think that what we need is a weekly coms readout, a policy readout, and any pressing legal issues and then what he is doing travel-wise.

We currently do not have a daily report on that stuff. So I need to think about what the best way is to compile all this. Do we have a sense of how other agencies are managing it?

---

**From:** Munoz, Charles  
**Sent:** Friday, April 14, 2017 10:36 AM  
**To:** Dravis, Samantha <[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)>  
**Cc:** Ford, Hayley <[ford.hayley@epa.gov](mailto:ford.hayley@epa.gov)>  
**Subject:** RE: Cabinet Affairs

We're more than willing to take it over to help out. I have the call-in information, we're just missing what to say. Is there a report compiled we can read off of for the call?

Charles Munoz  
White House Liaison  
Environmental Protection Agency

Ex. 6 - Personal Privacy

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**From:** Dravis, Samantha  
**Sent:** Friday, April 14, 2017 10:33 AM  
**To:** Munoz, Charles <[munoz.charles@epa.gov](mailto:munoz.charles@epa.gov)>  
**Subject:** RE: Cabinet Affairs

Yes, but I keep having conflicts. I am really sorry. I wonder if this is something Hayley could take over?

I can provide her with the info she needs.

---

**From:** Munoz, Charles  
**Sent:** Friday, April 14, 2017 10:33 AM  
**To:** Dravis, Samantha <[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)>  
**Subject:** Cabinet Affairs

Do you have a few minutes this morning to go over what you report to them? I was told you were handling it but wanted to confirm a few things. Let me know if/when you're free.

Thanks,

Charles Munoz  
White House Liaison  
Environmental Protection Agency

Ex. 6 - Personal Privacy



Message

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**From:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Sent:** 4/12/2017 12:32:23 PM  
**To:** McGartland, Al [McGartland.Al@epa.gov]  
**CC:** Bolen, Brittany [bolen.brittany@epa.gov]; Gunasekara, Mandy [Gunasekara.Mandy@epa.gov]  
**Subject:** Re: Electric power research institute (EPRI) workshop

Great. Can you just give us an update afterward? Who are you planning to send?

Sent from my iPhone

> On Apr 12, 2017, at 8:20 AM, McGartland, Al <McGartland.Al@epa.gov> wrote:  
>  
> EPRI is an industry-funded research arm of the electric power industry. They are having a workshop  
may 10 that should be helpful to us as we think through what happens when we remove the Clean Power Plan  
from the books.  
>  
> Provided you all are ok with it we will probably send a few people. (It's in DC). We know several of  
their economists well.  
>  
> Sent from my iPhone



Message

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**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 4/6/2017 6:02:44 PM  
**To:** Bennett, Tate [Bennett.Tate@epa.gov]; Ferguson, Lincoln [ferguson.lincoln@epa.gov]  
**Subject:** RE: ECOS Meeting

Thanks.

---

**From:** Bennett, Tate  
**Sent:** Thursday, April 06, 2017 1:54 PM  
**To:** Ferguson, Lincoln <ferguson.lincoln@epa.gov>; Dravis, Samantha <dravis.samantha@epa.gov>  
**Subject:** RE: ECOS Meeting

Sam, unless you already did so, I can put something together on infrastructure (know you are busy)/ include it in body of an email for you to edit. Standby.

---

**From:** Ferguson, Lincoln  
**Sent:** Thursday, April 6, 2017 12:16 PM  
**To:** Bennett, Tate <Bennett.Tate@epa.gov>; Dravis, Samantha <dravis.samantha@epa.gov>  
**Subject:** RE: ECOS Meeting

Attached is what I have so far. If you get a chance will you take a look and make any edits necessary. If you can add some text about infrastructure and brownfields that would be much appreciated.

Thanks,  
LF

---

**From:** Bennett, Tate  
**Sent:** Thursday, April 6, 2017 9:26 AM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>; Ferguson, Lincoln <ferguson.lincoln@epa.gov>  
**Subject:** RE: ECOS Meeting

Perfect. Thanks all!

---

**From:** Dravis, Samantha  
**Sent:** Thursday, April 6, 2017 9:22 AM  
**To:** Bennett, Tate <Bennett.Tate@epa.gov>; Ferguson, Lincoln <ferguson.lincoln@epa.gov>  
**Subject:** RE: ECOS Meeting

## Ex. 5 - Deliberative Process

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**From:** Bennett, Tate  
**Sent:** Thursday, April 06, 2017 9:21 AM  
**To:** Ferguson, Lincoln <ferguson.lincoln@epa.gov>; Dravis, Samantha <dravis.samantha@epa.gov>  
**Subject:** RE: ECOS Meeting

Defer to Sam,

Ex. 5 - Deliberative Process

## Ex. 5 - Deliberative Process

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**From:** Ferguson, Lincoln

**Sent:** Thursday, April 6, 2017 9:10 AM

**To:** Dravis, Samantha <[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)>; Bennett, Tate <[Bennett.Tate@epa.gov](mailto:Bennett.Tate@epa.gov)>

**Subject:** ECOS Meeting

Any specific issues he should highlight tomorrow in his ECOS speech? I'll send you a draft of his remarks later today.

**Lincoln Ferguson**

Office of Public Affairs

(202) 564-1935

U.S. EPA

## Appointment

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**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 4/4/2017 11:39:13 AM  
**To:** Bolen, Brittany [bolen.brittany@epa.gov]; Greenwalt, Sarah [greenwalt.sarah@epa.gov]; Schwab, Justin [schwab.justin@epa.gov]; McGartland, Al [McGartland.Al@epa.gov]  
**Subject:** Call with OMB - WOTUS and CPP  
**Location:** Samantha's Office - 3505  
**Start:** 4/4/2017 7:00:00 PM  
**End:** 4/4/2017 7:45:00 PM  
**Show Time As:** Tentative

Samantha will dial Anthony Campau at 3pm.

Message

---

**From:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Sent:** 4/3/2017 9:03:00 PM  
**To:** Schwab, Justin [schwab.justin@epa.gov]  
**Subject:** Re: Have you talked to OMB re CPP yet?

Trying to today but Marcus was busy. Let's try to call in next hour

Sent from my iPhone

> On Apr 3, 2017, at 4:53 PM, Schwab, Justin <schwab.justin@epa.gov> wrote:  
>  
>  
>  
> Sent from my iPhone

Message

**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 4/3/2017 7:25:01 PM  
**To:** Kime, Robin [Kime.Robin@epa.gov]  
**CC:** Rees, Sarah [rees.sarah@epa.gov]  
**Subject:** RE: OAR reg agenda follow up

Fine

---

**From:** Kime, Robin  
**Sent:** Monday, April 3, 2017 3:24 PM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>  
**Cc:** Rees, Sarah <rees.sarah@epa.gov>  
**Subject:** OAR reg agenda follow up

Hi

Below is the reg agenda summary. OAR is the only office who has asked for you to personally email them. May I suggest that Sarah do this and cc you?

---

**From:** Rees, Sarah  
**Sent:** Monday, April 03, 2017 3:17 PM  
**To:** Kime, Robin <Kime.Robin@epa.gov>  
**Subject:** OAR reg agenda follow up

Hey Robin; attached is a list of OAR items for the reg agenda that Ryan/Samantha decided needed to be changed. I've relayed that message to OAR; they've asked for an email from Samantha to confirm. The "Issue" column describes the decision that was made. OAR is looking into whether they can shorten the timeline on MATS but is waiting for a confirmation email from Samantha before proceeding with making the other changes.

**Ex. 6 - Personal Privacy**

Let me know if you need anything else on this.

Cheers,  
Sarah

	SAN	Stage	Action Title	Issue
OAR	N/A	Proposed	Placeholder for proposing revisions to CPP, 111(b) and Oil & Gas emission standards (actions in the Energy Independence EO)	<b>Ex. 5 - Deliberative Process</b>
OAR	5773.1	Long Term	Control of Air Pollution from Aircraft and Aircraft Engines: Proposed GHG Emissions Standards and Test Procedures	
OAR	5934	Long Term	Endangerment Finding for Lead Emissions from Piston-Engine Aircraft Using Leaded Aviation Gasoline	
R10	5565	Proposed	Revisions to Federal Implementation Plans Under the Clean Air Act for	

			Indian Country in Idaho, Oregon and Washington	<div>Ex. 5 - Deliberative Process</div>
R8	5872	Long Term	Federal Implementation Plan for Oil and Natural Gas Sources; Uintah and Ouray Indian Reservation in Utah	
OAR	5845	Long Term	Renewables Enhancement and Growth Support Rule	
OAR	5953	Long Term	Vehicle Test Procedures Adjustments for Tier 3 Test Fuel	
OAR	5801.2	Long Term	Completion of MATS E-reporting Requirements	

**Sarah L. Rees, Ph.D.**

Director, Office of Regulatory Policy & Management

US EPA – Office of Policy

(202) 564-1986 (o) | 

Ex. 6 - Personal Privacy

 (m)

Message

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**From:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Sent:** 4/1/2017 11:39:05 PM  
**To:** Gunasekara, Mandy [Gunasekara.Mandy@epa.gov]  
**CC:** Freire, JP [Freire.JP@epa.gov]; Bennett, Tate [Bennett.Tate@epa.gov]  
**Subject:** Re: Letter to McAuliffe

I like it too.

Sent from my iPhone

> On Apr 1, 2017, at 6:17 PM, Gunasekara, Mandy <Gunasekara.Mandy@epa.gov> wrote:  
>  
> Yes- I like this. Will you send the link to the article you referenced?  
>  
> Sent from my iPhone  
>  
>> On Apr 1, 2017, at 6:09 PM, Freire, JP <Freire.JP@epa.gov> wrote:  
>>

# Ex. 5 - Deliberative Process

**Ex. 5 - Deliberative Process** Call me if this sounds confusing or if you want a better sense of why?

>> J.P. Freire  
>> Environmental Protection Agency  
>> Associate Administrator for Public Affairs  
>> Mobile: **Ex. 6 - Personal Privacy**

Message

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**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 3/31/2017 1:49:49 PM  
**To:** Bolen, Brittany [bolen.brittany@epa.gov]  
**Subject:** FW: U.S. EPA Notice: Letter from Administrator Pruitt to the Governors regarding the Status of the Clean Power Plan  
**Attachments:** Sandoval.pdf

---

**From:** Bennett, Tate  
**Sent:** Thursday, March 30, 2017 5:39 PM  
**To:** Bennett, Tate <Bennett.Tate@epa.gov>  
**Subject:** U.S. EPA Notice: Letter from Administrator Pruitt to the Governors regarding the Status of the Clean Power Plan

Good evening!

Today, Administrator Scott Pruitt sent identical letters to 47 Governors (not including Alaska, Hawaii, and Vermont) describing EPA's posture regarding the status of the Clean Power Plan in light of the Supreme Court's February 9, 2016, stay. Attached is a sample of the letter.

Best Regards,

Tate

Elizabeth Tate Bennett  
Sr. Advisor to the Administrator  
Office of Congressional and Intergovernmental Affairs  
U.S. Environmental Protection Agency





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

THE ADMINISTRATOR

March 30, 2017

The Honorable Brian Sandoval  
Governor of Nevada  
Capitol Building  
Carson City, Nevada 89701

Dear Governor Sandoval:

On February 9, 2016, the Supreme Court of the United States stayed implementation of the Clean Power Plan (CPP) effectively "suspend[ing] administrative alteration of the status quo." *Nken v. Holder*, 556 U.S. 418, 428 n.1 (2009). Further, pursuant to the Administrative Procedure Act, the Supreme Court has authority to "issue all necessary and appropriate process to postpone the effective date of an agency action or to preserve status or rights pending conclusion of the review proceedings." 5 U.S.C. § 705.

Under that precedent, States and other interested parties have neither been required nor expected to work towards meeting the compliance dates set in the CPP. It is the policy of the Environmental Protection Agency (EPA) that States have no obligation to spend resources to comply with a Rule that has been stayed by the Supreme Court of the United States. To the extent any deadlines become relevant in the future, case law and past practice of the EPA supports the application of day-to-day tolling.

The days of coercive federalism are over. Accordingly, I look forward to working with you, your state experts and local communities as we develop a path forward to improve our environment and bolster the economy in a manner that is respectful of and consistent with the rule of law.

Respectfully yours,

A handwritten signature in black ink, appearing to read "E. Scott Pruitt", with a long horizontal flourish extending to the right.

E. Scott Pruitt

**From:** U.S. EPA Media Relations [noreply-subscriptions@epa.gov]  
**Sent:** 5/2/2017 2:57:38 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** ICYMI...EPA Is Putting American Workers First



**IN CASE YOU MISSED IT ...**

## **EPA is Putting American Workers First**

EPA Administrator Scott Pruitt  
The Washington Times  
May 2, 2017

<http://www.washingtontimes.com/news/2017/may/1/epa-is-putting-american-workers-first/>

When President Trump came to EPA to sign an executive order ending the “war on coal,” he was flanked by Pennsylvania coal miners. Hosting coal miners at EPA headquarters in Washington served as a stark contrast to the past administration, to be sure.

President Trump’s action was a moment in which a promise became an economic reality. As EPA Administrator, I immediately ordered my Agency to comply with the March 28 executive order, and signed four new rules, which included a review of the Clean Power Plan. Relief — and prosperity — is on the way.

The “war on coal” stemmed from the previous administration’s regulations aimed at removing coal from our nation’s energy mix. This approach, sanctioned by EPA and other agencies, divided Americans and strengthened Washington’s grip on our economy. Thankfully, President Trump has made clear: The regulatory assault on American workers is over. We should not have to choose between supporting jobs and supporting the environment.

Now, opponents of President Trump’s new executive order claim that this action means that our federal government is turning its back on a clean environment and regulation altogether. This argument is wrong.

First, the Clean Power Plan was never implemented, and was unable to do a single thing for our environment. Twenty-seven states sued, recognizing the threat this regulation posed to their economies and the rule of law. The Supreme Court granted a stay to halt implementation of the Clean Power Plan.

Rather than take its lumps, the Obama administration still demanded compliance from the states, claiming that the stay was only temporary (a technique that was frequently used by the Agency to extract compliance during litigation). The result was lost jobs and an uncertain regulatory environment, without any environmental gain to show for it.

Second, the Clean Power Plan was expected to yield very little for what it cost the American taxpayer. For the price of American jobs, EPA had promised a reduction of sea level rise by the thickness of two sheets of paper and reduction of atmospheric CO<sub>2</sub> concentrations by 0.2 percent by 2100, according to an analysis by the National Economic Research Associates. Emissions growth in China and India, of course, would continue unchecked. This plan put America last.

Third, congressional testimony by my predecessor, former Administrator Gina McCarthy, made it clear that the goal of the Clean Power Plan was far less about achieving a measurable result than it was about providing leadership in the world. The federal government sought to kneecap American workers, while countries like India and China were not held to the same rules.

Americans who want a healthy and clean environment expect lawful, effective and economically sound regulation — the Clean Power Plan failed on all three counts. EPA can and should now focus on getting real results in the fight for clean air, land and water.

President Trump made it clear that we should put America first. We are not going to allow EPA to pick winners and losers through regulation. EPA should work within the framework that Congress has established. And we should provide regulatory certainty and write rules that make sense for the states and the businesses they affect.

The “war on coal” is over. Now EPA can focus on its mission and deliver real results.

R068

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking [here](#).  
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

**From:** U.S. EPA Media Relations [noreply-subscriptions@epa.gov]  
**Sent:** 4/28/2017 11:08:20 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** EPA Kicks Off Updates to Website



**CONTACT:**  
[press@epa.gov](mailto:press@epa.gov)

**FOR IMMEDIATE RELEASE**  
April 28, 2017

## **EPA Kicks Off Website Updates**

**WASHINGTON** – EPA.gov, the webpage for the United States Environmental Protection Agency, is undergoing changes that reflect the agency's new direction under President Donald Trump and Administrator Scott Pruitt. The process, which involves updating language to reflect the approach of new leadership, is intended to ensure that the public can use the website to understand the agency's current efforts. The changes will comply with agency ethics and legal guidance, including the use of proper archiving procedures. For instance, a screenshot of the last administration's website will remain available from the main page.

"As EPA renews its commitment to human health and clean air, land, and water, our website needs to reflect the views of the leadership of the agency," said J.P. Freire, Associate Administrator for Public Affairs. "We want to eliminate confusion by removing outdated language first and making room to discuss how we're protecting the environment and human health by partnering with states and working within the law."

The first page to be updated is a page reflecting President Trump's Executive Order on Energy Independence, which calls for a review of the so-called Clean Power Plan. Language associated with the Clean Power Plan, written by the last administration, is out-of-date. Similarly, content related to climate and regulation is also under review.

R066

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking [here](#).  
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

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**From:** Ford, Hayley [ford.hayley@epa.gov]  
**Sent:** 6/5/2017 4:01:15 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** FW: BNA: EPA Regulatory Review Floodgates Open, Leaving Pruitt to Mop Up, 5/31/17

Not sure you saw this article but wanted to send along as Jeff Holmstead is quoted several times.

***Hayley Ford***

Deputy White House Liaison  
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Phone: 202-564-2022  
Cell: Ex. 6 - Personal Privacy

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**From:** McGonagle, Kevin  
**Sent:** Wednesday, May 31, 2017 10:01 AM  
**To:** AO OPA OMR CLIPS <AO\_OPA\_OMR\_CLIPS@epa.gov>  
**Subject:** BNA: EPA Regulatory Review Floodgates Open, Leaving Pruitt to Mop Up, 5/31/17

**BNA**  
[http://esweb.bna.com/eslw/1245/split\\_display.adp?fedfid=113064743&vname=dennotallissues&wsn=499283500&searchid=29965437&doctypeid=2&type=date&mode=doc&split=0&scm=1245&pg=0](http://esweb.bna.com/eslw/1245/split_display.adp?fedfid=113064743&vname=dennotallissues&wsn=499283500&searchid=29965437&doctypeid=2&type=date&mode=doc&split=0&scm=1245&pg=0)

**EPA Regulatory Review Floodgates Open, Leaving Pruitt to Mop Up**

By Andrew Childers 5/31/17

When asked which EPA regulations stifle economic growth and should be reconsidered or rescinded, industry groups responded, "All of them."

High-profile Obama-era regulations limiting carbon dioxide from power plants or establishing the reach of the Clean Water Act, which Environmental Protection Agency Administrator Scott Pruitt had opposed, will certainly be targeted. However, businesses are left wondering whether the agency, which so far lacks political appointees to run the EPA's water, chemicals and air pollution offices, will have bandwidth to tackle a host of other, less splashy regulatory fixes that could reduce costs or ease burdens.

"We're in new territory. It's a process that has no clear precedent within the federal system," Randall Lutter, a professor of public policy at the University of Virginia and a former senior economist at White House Office of Management and Budget under President Barack Obama, told Bloomberg BNA.

**Open the Floodgates**

The EPA has received a barrage of requests from regulated industries to open and reconsider regulations from every sector the agency touches. The requests range from drastic changes to the way the agency regulates air pollution—Ameren suggested replacing the agency's ambient air standards with pollution trading programs—to the more targeted—the American Water Works Association recommended that the EPA streamline its application process for loans to improve drinking water systems.

While a host of industries are looking ease their regulatory burdens, chemical manufacturer Chemours Co. actually went to bat for Obama-era rules that approved new chemicals to replace ozone depleting substances and clamped down on leaks from refrigeration equipment. The chemical company recommended that Pruitt retain those rules.

Environmental and public health groups, of course, vow to fight any attempt to weaken EPA protections, with Earthjustice, the Sierra Club, and Clean Air Task Force calling the regulatory review process “an illegal and arbitrary sham.”

The Sierra Club has received funding from Bloomberg Philanthropies, the charitable organization founded by Michael Bloomberg, founder of Bloomberg L.P. Bloomberg BNA is an affiliate of Bloomberg L.P.

The Waterkeeper Alliance also dismissed the process as rushed and opaque, calling on the EPA to provide more details about how it will manage the review process and decide which regulations will be reevaluated.

### Who's Driving the Process?

Every new administration takes office vowing to streamline the regulatory process, but Trump has taken that further than ever before, requiring agencies to repeal two regulations for every new directive issued and capping costs that can be imposed on industries. It's an ambitious plan to transform the regulatory state, but seeing that process through will require coordination and planning. Right now the EPA is short of the political appointees necessary to make those decisions.

“In any one of these big rulemakings, there are dozens of intermediate decisions made along the way,” Jeffrey Holmstead, a partner at Bracewell LLP in Washington, D.C., who previously served as the EPA's assistant administrator for air pollution in the George W. Bush administration, told Bloomberg BNA. “If you have the administrator sign off on every one, you can only do two or three.”

Trump lags behind his predecessors in staffing the EPA, according to data provided by the Center for Presidential Transition. So far only Pruitt has been confirmed, and Susan Parker Bodine, Trump's pick for the agency's enforcement office, is awaiting confirmation. The Trump EPA lacks nominees to head the water, air and chemicals offices who will be central to the regulatory review process.

Unlike past administrations, though, Trump has made easing burdens on businesses central to his domestic priorities.

“The biggest single difference is that Trump has appointed someone to be EPA administrator whose primary focus is on reducing the regulatory burden,” Holmstead said.

When President George W. Bush took office, his EPA preferred legislative rather than regulatory approaches, Holmstead said. But when bills such as the Clear Skies Act faltered in Congress, that's when the Bush administration attempted to regulate pollutants such as mercury emissions from power plants.

“In the air office, we were not as ambitious as the Trump administration when it comes to regulatory reform,” Holmstead said.

What's unknown is how the EPA will make decisions on which regulations it will target and when that process will get started. An EPA spokesman could not be reached for comment.

Without assistant administrators to guide the process, Pruitt has appointed a regulatory reform task force of Ryan Jackson, the chief of staff; Byron Brown, the deputy chief of staff for policy; and Brittany Bolen, deputy associate

administrator of the Office of Policy, to oversee the effort. All three previously served on the Senate Environment and Public Works Committee with past Chairman James Inhofe (R-Okla.), who was a vocal critic of the Obama EPA's regulations.

"They are certainly knowledgeable enough to be looking for more regulations to be going after," Inhofe told Bloomberg BNA. "And they are doing the job pretty well."

While agencies are tasked with implementing the regulatory reform efforts, the White House will still play a significant role in reducing compliance costs through the Office of Information and Regulatory Affairs, which reviews regulations, said Tracy Mehan, executive director of the American Water Works Association's government affairs office.

"No doubt in a Republican administration, OIRA is very much empowered—not that they were pushovers in the Obama administration, but it's fair to say they're going to be more empowered," Mehan, who previously served as the EPA assistant administrator for water under President George W. Bush, told Bloomberg BNA.

However, Neomi Rao, Trump's pick to head that office, also hasn't been confirmed.

#### Smaller Fixes Have Big Benefits

While rolling back the Clean Power Plan and replacing the Waters of the U.S. rule are top priorities for Pruitt, more modest updates to the EPA's various regulations could provide the biggest long-term boons for businesses. Many industry groups in their comments are targeting smaller adjustments to existing regulations that they say can be quickly updated to reduce costs and make them more efficient.

For example, the Class of '85 Regulatory Response Group, a coalition of 30 utility companies, suggested the agency eliminate unnecessary air pollution monitoring requirements. The Association of Air Pollution Control Agencies recommended streamlining a variety of air pollution permitting provisions to ease burdens on both businesses and state permitting officials.

"Those [smaller fixes] would be valuable investments of time," Megan Berge, a partner at Baker Botts LLP who represents utilities and other industries, told Bloomberg BNA. "Those are the investments that have the possibility of having a lasting good in terms of making these programs efficient."

Taking on the EPA's largest regulations will spark an inevitable battle with environmental groups, which could bog down the entire effort. But tackling some of the smaller changes sought by businesses could be a way for the Trump administration to claim some quick victories.

"The good news is that, at least from EPA and the administration's perspective, these slight deregulatory acts are somewhat quicker than the big rules," Sam Batkins, director of regulatory policy at the American Action Forum, which has argued many EPA regulations have costs that exceed benefits, told Bloomberg BNA. "Maybe to some extent they can prioritize the small, minor tweaks to the rules and generate some savings."

Kevin McGonagle  
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**From:** U.S. EPA Media Relations [no-replysubscriptions@epa.gov]  
**Sent:** 5/22/2017 10:39:41 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** EPA Administrator Meets With Congressional Coal Caucus



**CONTACT:**  
[press@epa.gov](mailto:press@epa.gov)

**FOR IMMEDIATE RELEASE**  
May 22, 2017

## **EPA Administrator Meets With Congressional Coal Caucus**

*Carries message from the President that the war on coal is over and highlights pro-environment, pro-energy independence agenda at EPA*

**WASHINGTON** – EPA Administrator Scott Pruitt met with the Congressional Coal Caucus on Monday and carried with him the message from President Donald Trump that the war on coal is over. Additionally, Administrator Pruitt highlighted many of the changes EPA has made from the last administration including:

- On March 28, President Donald Trump visited EPA headquarters where he signed the Executive Order on Energy Independence, which calls for a review of the Clean Power Plan. The event signaled a commitment to the rule of law, cooperative federalism, and sound scientific rulemaking at EPA.
- Following the signing of the Executive Order, Administrator Pruitt sent a letter informing governors that EPA does not expect the states to dedicate resources to complying with the Clean Power Plan rule, a rule that has been stayed by the Supreme Court of the United States.
- On April 13, Administrator Pruitt toured the Harvey Mine, in Sycamore, Pennsylvania, the largest underground mine in the United States. Administrator Pruitt went underground to tour the mine and met with miners to learn firsthand about their work.
- On the same day he visited the Harvey Mine, EPA announced the agency's decision to review the final rule that amends the effluent limitations guidelines and standards for the steam electric power generating category under the Clean Water Act (ELG Rule), which has been estimated to cost \$480 million per year and has a reported average cost of \$1.2 billion per year during the first five years of compliance.
- Shortly thereafter, on April 20, Administrator Pruitt visited the Thomas Hill Energy Center in Missouri,

a rural electric cooperative that supplies energy to a vast swath of Missouri, Arkansas and Oklahoma.

These actions and others by the Trump Administration and the new EPA provide coal-producing states more certainty and assurance that the United States will rely on a diversified portfolio of energy production to achieve greater energy independence and grow America's economy.

"The war on coal is over," **proclaimed EPA Administrator Scott Pruitt** after meeting with the Congressional Coal Caucus. "Those that generate energy across America are doing so with a commitment to being pro-environment and pro-growth. The days of having to choose between those two things are over. This administration says we can and we will achieve both a healthy environment and a growing economy."

These changes in policy and the new attitude at the EPA have been enthusiastically welcomed by Members of Congress and the Congressional Coal Caucus.

"After eight years of devastating attacks on the coal industry from the Obama administration, it is a great relief to have a leader like Scott Pruitt in charge of the EPA. He understands that we can protect our air, land, and water without picking winners and losers in our economy," **said Congressman David McKinley (WV-01)**. "In our meeting with Administrator Pruitt, he articulated his vision to pursue environmentally friendly policies that won't attack the tens of thousands of coal miners who work so hard to power this great country. We are grateful for his willingness to work with our caucus and we look forward to strengthening our partnership on a wide range of issues that impact the coal industry." |

"I look forward to working with Administrator Pruitt, and others at the EPA, to make the EPA more efficient and to recognize that we can work towards cleaner air, cleaner water, and cleaner coal use without killing as many jobs in coal and other industries," **said Congressman Morgan Griffith (VA-09)** following Monday's meeting.

"Administrator Pruitt's eagerness to engage with lawmakers has been a breath of fresh air here on Capitol Hill," **commented Congressman John Shimkus (IL-15)**. "I appreciate his willingness to meet with the Coal Caucus today, and to listen to our stories about the communities in our districts that have been devastated by the previous administration's anti-coal agenda. Working together both legislatively and through administrative actions, I'm optimistic that this Congress and this Administration can and will protect our air and water without sacrificing jobs and affordable energy."



**EPA Administrator Pruitt (L) speaks with Members of the Congressional Coal Caucus in the U.S. Capitol on Monday.**

R095

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Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

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**From:** Freire, JP [Freire.JP@epa.gov]  
**Sent:** 5/9/2017 8:20:01 PM  
**To:** Hupp, Sydney [hupp.sydney@epa.gov]; Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** Has the White House report been transmitted yet?

Because these are the clips that got stuck in my outbox for the notable clips section.

**SayAnythingBlog: Trump's EPA Head Scott Pruitt to Governor Doug Burgum: "The Days of Coercive Federalism Are Over"**

By Rob Port

Back during last year's election I had lunch with then-gubernatorial candidate Doug Burgum and we talked about then-presidential candidate Donald Trump.

At the time a lot of people, including this observer, were surprised at Burgum's fulsome endorsement of Trump's candidacy. He was (and still is) a hugely controversial and divisive figure even among Republicans. Burgum explained the endorsement to me by saying that Trump, whatever his faults, would be a better candidate for North Dakota than Hillary Clinton.

"It's a no brainer," Burgum told me.

I wasn't so sure, and I harped on Burgum for his endorsement back when Trump was still in a competitive primary, but turns out he was right.

I was wrong.

I can illustrate how right Burgum, now our Governor, was with a letter a member of Trump's candidate just sent him.

EPA head Scott Pruitt, in a March 30 letter attached to a recent press release, communicated to Burgum that North Dakota need not do anything to comply with the federal government's Clean Power Plan going forward since that plan has been stayed by the U.S. Supreme Court.

That's good news for our state since the Clean Power Plan has always seemed less a move toward good environmental stewardship than a vehicle for the Obama administration's enmity toward coal-fired power. It's politics, in other words, not good policy.

But what's remarkable about this letter is how Pruitt closes. "The days of coercive federalism are over," Pruitt told Burgum, explaining in one sentence why Trump has been so popular in states like North Dakota:

"The days of coercive federalism are over," Pruitt declared in a letter sent to state governors.  
"Accordingly, I look forward to working with you, your state experts and local communities as we develop a path forward to improve our environment and bolster the economy in a manner that is respectful of and consistent with the rule of law."

A remarkable couple of sentences, and a stunning departure from the approach of the Obama administration which sought to impose on the states that President's ideological views on energy development costs be damned.

The promise of this sort of sea change in federal regulation is a big reason why Trump won the election. It's why astute state leaders like Burgum looked past Trump's deep and numerous flaws to support him anyway.

North Dakota has done well under Trump. He cleared the political obstacles around the Keystone XL and Dakota Access pipeline projects. He's rolled back numerous regulations which bedeviled those working in energy and agriculture, our state's biggest industries. This has made him very popular in North Dakota.

I have to imagine that other states which rely on industry – those swing states like Wisconsin and Michigan and Pennsylvania which delivered Trump his victory in the Electoral College – are feeling similarly vindicated.

**Washington Examiner:** EPA's Pruitt warns: Less coal means nation more vulnerable to attack  
by John Siciliano | May 3, 2017, 6:48 PM

"Utility companies across this country need fuel diversity. You need solid hydrocarbons on-site that you can store, so when peak demand rises, you've got solid hydrocarbons to draw on," Pruitt told the program's host Charles Payne.

The North American Electric Reliability Corporation, the congressionally mandated grid watchdog that develops mandatory reliability standards for utilities, is focused on examining the challenge faced by an electric system dominated by natural gas and more renewables.

The group said in its 2016 reliability report that there are advantages to having tons of coal on site at a power plant to maintain the power supply, whereas natural gas is a just-in-time resource that must be transported via pipeline. Pipelines cannot always keep up with demand if there is a spike in electricity consumption during a bout of extreme hot or cold weather.

NERC works with the nation's lead grid regulator, the Federal Energy Regulatory Commission, in evaluating those issues and approving standards to prevent blackouts and brownouts.

"I mean, it's a smart strategy for this country to invest in technology and innovation, burn coal, burn natural gas, use renewables, make sure we advance nuclear," Pruitt said. "But it truly needs to be a part of the fuel diversity with utilities across the country."

Pruitt's statements show a willingness to wade into matters regarding the electric grid, which is an area the EPA does not directly oversee but has influenced immensely by its regulations on coal plants.

Pruitt's remarks come as Energy Secretary Rick Perry is conducting a grid study that would address some of the concerns the EPA chief raised.

FERC has principal oversight over the wholesale electric and natural gas markets and routinely examines those matters with NERC.

Republicans had blasted the Obama administration's EPA for not adequately consulting with FERC in developing its climate change regulations, because of the impact the rules would have on the grid.

The platform from the 2016 Republican National Convention even proposed the idea of transforming the EPA into a bipartisan commission akin to FERC or the Nuclear Regulatory Commission. Both commissions are formed by equal numbers of Republicans and Democrats with the chairman being of the same party as the president.

**Washington Times:** EPA is putting American workers first  
By EPA Administrator Scott Pruitt - - Monday, May 1, 2017

When President Trump came to EPA to sign an executive order ending the “war on coal,” he was flanked by Pennsylvania coal miners. Hosting coal miners at EPA headquarters in Washington served as a stark contrast to the past administration, to be sure.

President Trump’s action was a moment in which a promise became an economic reality. As EPA Administrator, I immediately ordered my Agency to comply with the March 28 executive order, and signed four new rules, which included a review of the Clean Power Plan. Relief — and prosperity — is on the way.

The “war on coal” stemmed from the previous administration’s regulations aimed at removing coal from our nation’s energy mix. This approach, sanctioned by EPA and other agencies, divided Americans and strengthened Washington’s grip on our economy. Thankfully, President Trump has made clear: The regulatory assault on American workers is over. We should not have to choose between supporting jobs and supporting the environment.

Now, opponents of President Trump’s new executive order claim that this action means that our federal government is turning its back on a clean environment and regulation altogether. This argument is wrong.

First, the Clean Power Plan was never implemented, and was unable to do a single thing for our environment. Twenty-seven states sued, recognizing the threat this regulation posed to their economies and the rule of law. The Supreme Court granted a stay to halt implementation of the Clean Power Plan.

Rather than take its lumps, the Obama administration still demanded compliance from the states, claiming that the stay was only temporary (a technique that was frequently used by the Agency to extract compliance during litigation). The result was lost jobs and an uncertain regulatory environment, without any environmental gain to show for it.

Second, the Clean Power Plan was expected to yield very little for what it cost the American taxpayer. For the price of American jobs, EPA had promised a reduction of sea level rise by the thickness of two sheets of paper and reduction of atmospheric CO<sub>2</sub> concentrations by 0.2 percent by 2100, according to an analysis by the National Economic Research Associates. Emissions growth in China and India, of course, would continue unchecked. This plan put America last.

Third, congressional testimony by my predecessor, former Administrator Gina McCarthy, made it clear that the goal of the Clean Power Plan was far less about achieving a measurable result than it was about providing leadership in the world. The federal government sought to kneecap American workers, while countries like India and China were not held to the same rules.

Americans who want a healthy and clean environment expect lawful, effective and economically sound regulation — the Clean Power Plan failed on all three counts. EPA can and should now focus on getting real results in the fight for clean air, land and water.

President Trump made it clear that we should put America first. We are not going to allow EPA to pick winners and losers through regulation. EPA should work within the framework that Congress has established. And we should provide regulatory certainty and write rules that make sense for the states and the businesses they affect.

The “war on coal” is over. Now EPA can focus on its mission and deliver real results.

- Former Oklahoma Attorney General Scott Pruitt was sworn in as the 14th Administrator of the Environmental Protection Agency on Feb. 17, 2017.

**SayAnythingBlog:** [All of a Sudden North Dakota and the EPA Are Getting Along](#)

In years past, when I'd talk with colleagues and others from out of state, I'd joke that North Dakota's official pastime is suing the federal government.

Because our state does it a lot, and regulations implemented by the Environmental Protection Agency have always been a frequent target. But of late, under the Trump administration, there has been a big shift in our state's relationship with that federal agency.

"The days of coercive federalism are over," new EPA head Scott Pruitt said earlier this year in a letter to Governor Doug Burgum.

Today, in a press release announcing the EPA's proposed approval of a state-run carbon capture and sequestration program for North Dakota, the federal agency touted it as an example of "cooperative federalism."

"North Dakotans know better than anyone the needs of their environment, economy, and communities," Pruitt is quoted as saying in the release.

My jaw dropped when when I read that statement. Can you imagine an EPA official under President Barack Obama saying something like that?

You can read the press release below. The policy may seem a little down in the weeds, but it's a big deal. The idea is to capture carbon from coal-fired power plants and then injected it into the ground as a part of enhanced oil recovery efforts in a way that pushes more oil out of the ground while leaving the carbon sequestered (more background here).

To reasonable people this no doubt comes off as an innovative way to improve the development and use of two types of fossil fuels. Except, the Obama administration had an ideological vendetta against both oil and coal.

The application (see it here) languished for four years under Obama, but today represents a potential win-win for both the coal and oil industries in our state.

"Nearly four years after North Dakota first made the request, the EPA – under new management – is finishing its work on the State's application to regulate carbon capture within their state boundaries," Congressman Kevin Cramer said in his own release about the news. "As a former North Dakota Public Service Commissioner overseeing environmental programs such as the Surface Mine Coal Reclamation Act, I know first-hand how efficiently and responsibly the State of North Dakota exercises these delegated powers. With the State's expert staff and long history of leading environmental programs, it only makes sense for them to take over as the primary regulator of carbon capture regulations. The announcement today is a victory for our State, and I'm grateful for the Administrator Pruitt's swift action on this request."

This situation, with both state and federal officials working together on ways to protect the environment without killing off industry, sure seems like an improvement over the Obama-era approach states going to war with the feds over smothering regulations.

#### **Fox Business: Varney & Company EPA Administrator Scott Pruitt Interview**

<http://mms.tveyes.com/transcript.asp?StationID=2025&DateTime=5/3/2017%209:46:31%20AM&playclip=true>

CHARLES PAYNE: joining us now is epa administrator scott pruettt. thanks for joining us.

ADMIN. SCOTT PRUITT: good to be with you.

PAYNE: the united states, where are we? where we going to get out of the paris climate accord? because many feel it would be the smartest move at this point.

ADMIN. PRUITT: that decision is being made by the president very soon as he's discussed. and we've had many many meetings with the president and when you look at paris making sure we have international discussion with how good of a ing across the grope with the co 2. it's a pad deal for this country. a cost of compliance, 2.5 trillion dollar gross domestic product hit over ten years, 400,000 jobs cost with respect to that program. so he what paris represents is america's second strategy. we're already at pre-1994 levels with respect to our co 2 footprint. when america went to russia, china, india, all contributed zero and as far as india and china they didn't have take take the step to close until 2030. and when we're already refusing your co 2 footprints.

PAYNE: would we ask china to contribute more or would we want the same deadline as china. and the argument, you guys are an economic powerhouse and we want to catch up.

ADMIN. PRUITT: the united states is leading the world. and our co 2 footprint it's been accomplished without a government mandate. and you've got investments from the private sector reducing the footprint. we need to sell our story and don't need to be apologetics. paris is a bad frame work and let us share with the rest of the world to improve our output.

PAYNE: the fracking miracle could be replicated with american help. i want to ask you one more thing, richard branson calling out president trump on his coal plan. take a listen. roll tape.

RICHARD BRANSON (CLIP): i didn't think of anything more stupid than to talk about bringing coal back. actually, there are some things more stupid, but anyway.

PAYNE: it's so -- so much arrogance on full display there. what are your thoughts?

ADMIN. PRUITT: it's dead wrong. when you're blessed with the kind of resources, as a country. we have the high emissions in japan, and co 2 is captured in a substantial way. and burning coal. we have need a strategy and everybody talks about that from a political situation, every company needs security. when peekak demand comes, you need the hydrocarbons. and what when you have converted to natural gas and you don't have coal on the grid. burn coal, burn natural gas, use renewables and it needs to be part of the fuel diversity across the country.

PAYNE: scott pruet, thank you very very much for your time here.

ADMIN. PRUITT: thank you.

J.P. Freire  
Associate Administrator for Public Affairs  
Environmental Protection Agency  
Mobile: Ex. 6 - Personal Privacy



Message

---

**From:** Ford, Hayley [ford.hayley@epa.gov]  
**Sent:** 5/9/2017 5:18:33 PM  
**To:** Jackson, Ryan [jackson.ryan@epa.gov]  
**CC:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** RE: EPA Cabinet 30 Day Report 5.9.17.docx  
**Attachments:** EPA Cabinet 30 Day Report 5.9.17 FINAL.docx

See attached for update with formatting changes. It should be good to go.

***Hayley Ford***

Deputy White House Liaison

Office of the Administrator

Environmental Protection Agency

Room: 3309C William Jefferson Clinton North

[ford.hayley@epa.gov](mailto:ford.hayley@epa.gov)

Phone: 202-564-2022

Cell: 

<b>Ex. 6</b>
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**From:** Jackson, Ryan  
**Sent:** Tuesday, May 9, 2017 12:56 PM  
**To:** Munoz, Charles <munoz.charles@epa.gov>; Ford, Hayley <ford.hayley@epa.gov>  
**Subject:** EPA Cabinet 30 Day Report 5.9.17.docx  
**Importance:** High

Thanks for your work on this. I made some edits. Will you help me with the numbering formatting.

Message

---

**From:** Fotouhi, David [fotouhi.david@epa.gov]  
**Sent:** 5/9/2017 2:32:58 AM  
**To:** Munoz, Charles [munoz.charles@epa.gov]; Ford, Hayley [ford.hayley@epa.gov]  
**CC:** Schwab, Justin [schwab.justin@epa.gov]  
**Subject:** FW: May 9-15, 2017 | Line x Line  
**Attachments:** OGC edits to EPA Cabinet 30 Day Report 5.9.17.docx

Charles, Hayley,

Attached is the 30-day cabinet report with additions to the legal section tracked therein. Please let us know if you have any questions. If you need to streamline this, please feel free to do so. Thanks!

Best,

David

**David Fotouhi**

Deputy General Counsel  
Office of General Counsel  
U.S. Environmental Protection Agency  
Tel: +1 202.564.1976  
[fotouhi.david@epa.gov](mailto:fotouhi.david@epa.gov)

---

**From:** Jackson, Ryan  
**Sent:** Monday, May 8, 2017 7:58 PM  
**To:** Hupp, Sydney <hupp.sydney@epa.gov>; Beck, Nancy <Beck.Nancy@epa.gov>; Bennett, Tate <Bennett.Tate@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Bowman, Liz <Bowman.Liz@epa.gov>; Brown, Byron <brown.byron@epa.gov>; Chmielewski, Kevin <chmielewski.kevin@epa.gov>; Dravis, Samantha <dravis.samantha@epa.gov>; Ferguson, Lincoln <ferguson.lincoln@epa.gov>; Ford, Hayley <ford.hayley@epa.gov>; Fotouhi, David <fotouhi.david@epa.gov>; Freire, JP <Freire.JP@epa.gov>; Graham, Amy <graham.amy@epa.gov>; Greenwalt, Sarah <greenwalt.sarah@epa.gov>; Gunasekara, Mandy <Gunasekara.Mandy@epa.gov>; Hale, Michelle <hale.michelle@epa.gov>; Hupp, Millan <hupp.millan@epa.gov>; Kelly, Albert <kelly.albert@epa.gov>; Konkus, John <konkus.john@epa.gov>; Lyons, Troy <lyons.troy@epa.gov>; Munoz, Charles <munoz.charles@epa.gov>; Palich, Christian <palich.christian@epa.gov>; Ringel, Aaron <ringel.aaron@epa.gov>; Schwab, Justin <schwab.justin@epa.gov>; Wagner, Kenneth <wagner.kenneth@epa.gov>; Wilcox, Jahan <wilcox.jahan@epa.gov>  
**Subject:** RE: May 9-15, 2017 | Line x Line

All, attached is the 30 day outlook which needed your contributions by COB today. Many things are missing.

This needs your immediate attention.

Also, some of the items will be duplicated until they fall off the 30 day, but this needs your contributions ASAP.

Additionally, your attention is required on providing initiatives, guidance, rulemaking, and other principal projects to the Office of Policy. This takes no time at all when each of us individually contributes.

I'm expecting a new sheet with everyone's stuff for the meeting Wednesday morning.

Thank you.

---

**From:** Hupp, Sydney

**Sent:** Monday, May 8, 2017 6:32 PM

**To:** Beck, Nancy <Beck.Nancy@epa.gov>; Bennett, Tate <Bennett.Tate@epa.gov>; Boats, Brian <boats.brian@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Bowman, Liz <Bowman.Liz@epa.gov>; Brown, Byron <brown.byron@epa.gov>; Caldwell, James <Caldwell.James@epa.gov>; Chmielewski, Kevin <chmielewski.kevin@epa.gov>; Dravis, Samantha <dravis.samantha@epa.gov>; Ferguson, Lincoln <ferguson.lincoln@epa.gov>; Ford, Hayley <ford.hayley@epa.gov>; Fotouhi, David <fotouhi.david@epa.gov>; Freire, JP <Freire.JP@epa.gov>; Graham, Amy <graham.amy@epa.gov>; Greenwalt, Sarah <greenwalt.sarah@epa.gov>; Gunasekara, Mandy <Gunasekara.Mandy@epa.gov>; Hale, Michelle <hale.michelle@epa.gov>; Hupp, Millan <hupp.millan@epa.gov>; Jackson, Jennifer L. <Jackson.Jennifer@epa.gov>; Jackson, Ryan <jackson.ryan@epa.gov>; Kelly, Albert <kelly.albert@epa.gov>; Konkus, John <konkus.john@epa.gov>; Lyons, Troy <lyons.troy@epa.gov>; Mickle, John <Mickle.John@epa.gov>; Munoz, Charles <munoz.charles@epa.gov>; Palich, Christian <palich.christian@epa.gov>; Perrotta, Pasquale <Perrotta.Pasquale@epa.gov>; Ringel, Aaron <ringel.aaron@epa.gov>; Schwab, Justin <schwab.justin@epa.gov>; Smith, Chris-L <Smith.Chris-L@epa.gov>; Su, Wendy <su.wendy@epa.gov>; Wagner, Kenneth <wagner.kenneth@epa.gov>; Wilcox, Jahan <wilcox.jahan@epa.gov>; Willis, Sharnett <Willis.Sharnett@epa.gov>; Woodward, Cheryl <Woodward.Cheryl@epa.gov>

**Subject:** May 9-15, 2017 | Line x Line

Hey everyone- Below are the upcoming meetings needing a staffer, please let me know which ones you should be in.

**Meeting with Shell (Monday, May 15, 12:00PM)**

Topic: (requested)

**Meeting with Chemours' President and CEO, Mark Vergnano (Monday, May 15, 2:15PM)**

Topic: Introduce Chemours to the Administrator; Share what Chemours is doing to put American innovation to work to create global, market-leading product opportunities, which support new U.S. manufacturing investments and jobs; Share Chemours' desire to see EPA maintain consistency vis-à-vis HFCs in order to help protect U.S. leadership in this space and protect significant new U.S. investments the company has made in reliance on previous EPA policy decisions; Share Chemours' desire to see EPA implement the Lautenberg Chemical Safety Act in a fair, efficient, and reasonable manner, consistent with the new law and Congressional intent.

Location: Administrator's Office

***Additionally, Chief of Staff meeting in the morning is cancelled.***

Have a good night!

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**Sydney Hupp**

Executive Scheduler

Office of the Administrator

Ex. 6 - Personal Privacy (c)

**From:** U.S. EPA Media Relations [noreply-subscriptions@epa.gov]  
**Sent:** 4/20/2017 5:08:56 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** EPA Administrator Brings Back-to-Basics Agenda to Missouri Power Plant



**CONTACT:**  
[press@epa.gov](mailto:press@epa.gov)

**FOR IMMEDIATE RELEASE**  
April 20, 2017

## **EPA Administrator Brings *Back-to-Basics* Agenda to Missouri Power Plant**

**CLIFTON HILL, Mo.** – U.S. Environmental Protection Agency Administrator Scott Pruitt visited the Thomas Hill Energy Center in Clifton Hill, Mo. today to discuss EPA's *Back-to-Basics* agenda, which aims to refocus the agency on its core mission of protecting the environment through sensible regulations developed in cooperation with state, local and tribal partners. Administrator Pruitt spoke with more than 300 power plant workers, electric cooperative members and agriculture leaders about balancing environmental protection with affordable energy and jobs.

"Rather than regulating an entire industry out of business, I'm committed to working in coordination with states to create a healthy environment where jobs and businesses can grow. That's the purpose of my *Back-to-Basics* agenda," **said Administrator Pruitt**. "Last week I went underground in a Pennsylvania coal mine, and today I got a firsthand look at a Missouri coal-fired power plant. Coal is, and will continue to be, a critical part of America's energy mix. I saw today just how important this fuel source is to affordable electricity and economic development in the region, especially in the agriculture community."

Administrator Pruitt also spoke with workers and co-op members about the President's recent Energy Independence Executive Order and his Executive Order directing EPA to review the 2015 Waters of the United States rule, known as WOTUS.

"When EPA asked for comments from the public on its Clean Power Plan in 2013, Missouri electric cooperative members responded with more than 300,000 comments, all with a common theme: 'Don't raise our rates, and we want an all-of-the-above energy strategy that keeps electricity affordable and creates jobs.' Those comments fell on deaf ears. We are encouraged to see that the Trump Administration understands the concerns of people in rural America and is committed to bringing the change they want. We look forward to working with Administrator Pruitt and other administration officials as they work to ensure Washington regulations don't harm the people who can least afford it — our members — and help rural communities create jobs," **said Barry Hart, Executive VP and CEO of Association of Missouri Electric Cooperatives**.

"Responsible coal generation plays a key role in making sure rural America has access to affordable power it can count on. While natural gas prices and other variables may periodically affect the operation of generating units like those here at Thomas Hill Energy Center, coal is still the foundation fuel that delivers reliability at competitive prices for our cooperative system. Based on his visit today and our conversation, it's clear to me Administrator Pruitt's vision and priorities for the EPA align with the values of Associated Electric and our members," **said David Tudor, CEO & General Manager, Associated Electric Cooperative Inc.**

"Missouri is proud to host U.S. EPA Administrator Scott Pruitt on his *Back-to-Basics* tour. We are encouraged that it is a new day at the agency, one in which all sides are heard and common sense will be considered in decisions that affect people's lives and economic livelihood. The last time an EPA Administrator traveled to our state she was in the midst of a

lobbying campaign for the onerous Waters of the United States rule that would make 99 percent of Missouri land subject to federal regulation. President Trump's decision to conduct a thorough review of the WOTUS rule is a good step, and we look forward to the day when government overreach is no longer standard operating procedure. Missouri farmers and ranchers work hard every day to produce an abundance of high quality and affordable food and don't need to be targeted for unnecessary and costly government regulations," **said Blake Hurst, President of the Missouri Farm Bureau.**

R062

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking [here](#).  
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

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**From:** Ford, Hayley [ford.hayley@epa.gov]  
**Sent:** 4/18/2017 8:04:33 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** FW: Cabinet Affairs Update

FYI

***Hayley Ford***

Deputy White House Liaison  
Office of the Administrator  
Environmental Protection Agency  
Room: 3309C William Jefferson Clinton North  
[ford.hayley@epa.gov](mailto:ford.hayley@epa.gov)  
Phone: 202-564-2022  
Cell: Ex. 6 - Personal Privacy

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**From:** Bowman, Liz  
**Sent:** Tuesday, April 18, 2017 3:14 PM  
**To:** Ford, Hayley <ford.hayley@epa.gov>  
**Subject:** RE: Cabinet Affairs Update

That works, we will do that – thanks!

---

**From:** Ford, Hayley  
**Sent:** Tuesday, April 18, 2017 3:11 PM  
**To:** Bowman, Liz <[Bowman.Liz@epa.gov](mailto: Bowman.Liz@epa.gov)>  
**Subject:** Re: Cabinet Affairs Update

They are daily. If you just want to send us the weekly one, we can just use that for the whole week's report. If anything changes, just let us know. They've been most interested in events the Administrator is attending and the topics, who is attending, etc.

Don't want to make more work for you guys so whatever is easiest.

Thanks!

Sent from my iPhone

On Apr 18, 2017, at 3:06 PM, Bowman, Liz <[Bowman.Liz@epa.gov](mailto: Bowman.Liz@epa.gov)> wrote:

Hayley – Are these calls daily or weekly? We don't do a daily comm update, but will send you the weekly that we send to the White House.

---

**From:** Ford, Hayley  
**Sent:** Tuesday, April 18, 2017 12:11 PM  
**To:** Freire, JP <[Freire.JP@epa.gov](mailto: Freire.JP@epa.gov)>; Bowman, Liz <[Bowman.Liz@epa.gov](mailto: Bowman.Liz@epa.gov)>  
**Cc:** Munoz, Charles <[munoz.charles@epa.gov](mailto: munoz.charles@epa.gov)>  
**Subject:** FW: Cabinet Affairs Update

Hi all – Could you send along any updates to the below for our Cabinet Affairs call at 1:45? Moving forward, perhaps you could copy us on your daily comm briefing so we don't create any extra work for you.

Thanks!

Top Accomplishments:

- Administrator Pruitt is bringing EPA 'back-to-basics' with an agenda focused on EPA's statutory mandate of clean air and water, and respecting states' rights.
- Administrator visited a coal mine in PA to talk about rolling back the CPP.
- On 3/29, the Administrator denied a petition seeking to ban chlorpyrifos, a widely used pesticide in U.S. agriculture.
- Delay of Risk Management Plan Rule that could endanger chemical facilities.
- Administrator has met with governors, local elected officials and state leaders, to talk about how he is taking the agency back to cooperative federalism.
- Administrator was on Fox & Friends last week, as well as Fox Business, and met with many print reporters to talk about EPA's work.
- EPA has a regulatory reform task force working with all the program offices to find unnecessary regulations that are duplicated in the states. We are also working on finding wasteful spending and ways to do more with the dollars we are allocated through the budget.

Specific Actions worth highlighting:

- Following the President's Energy Independence EO, Administrator signed 4 notices to review major, economically significant, burdensome rules the last Administration issued. This includes the so-called CPP that threatens over 125,000 U.S. jobs.
- EPA is restoring states' important role in the regulation of local waters by reviewing the WOTUS rule.
- EPA is allocating funds for vital environmental projects, such as providing \$100M to upgrade drinking water infrastructure in Flint, Michigan.

***Hayley Ford***

Deputy White House Liaison

Office of the Administrator

Environmental Protection Agency

Room: 3309C William Jefferson Clinton North

[ford.hayley@epa.gov](mailto:ford.hayley@epa.gov)

Phone: 202-564-2022

Cell: Ex. 6 - Personal Privacy

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**From:** Ford, Hayley

**Sent:** Monday, April 17, 2017 9:25 AM

**To:** Freire, JP <[Freire.JP@epa.gov](mailto:Freire.JP@epa.gov)>; Bowman, Liz <[Bowman.Liz@epa.gov](mailto: Bowman.Liz@epa.gov)>

**Cc:** Munoz, Charles <[munoz.charles@epa.gov](mailto:munoz.charles@epa.gov)>

**Subject:** Cabinet Affairs Update

Hi all,

Hope you had a nice weekend! Charles and I will be attending the Cabinet Affairs call daily in the afternoons to provide the EPA update. They've asked us to send an update in the mornings to then

review on our call. Attached is our update for this past Friday. Could you review the comm section and update as needed? You can either update using track changes or copy/paste in email format.

Moving forward, could you either provide us with an update at the end of the day or in the morning before 9AM? If there are no changes to the previous day's update, you can just let us know that.

Thank you!

***Hayley Ford***

Deputy White House Liaison

Office of the Administrator

Environmental Protection Agency

Room: 3309C William Jefferson Clinton North

[ford.hayley@epa.gov](mailto:ford.hayley@epa.gov)

Phone: 202-564-2022

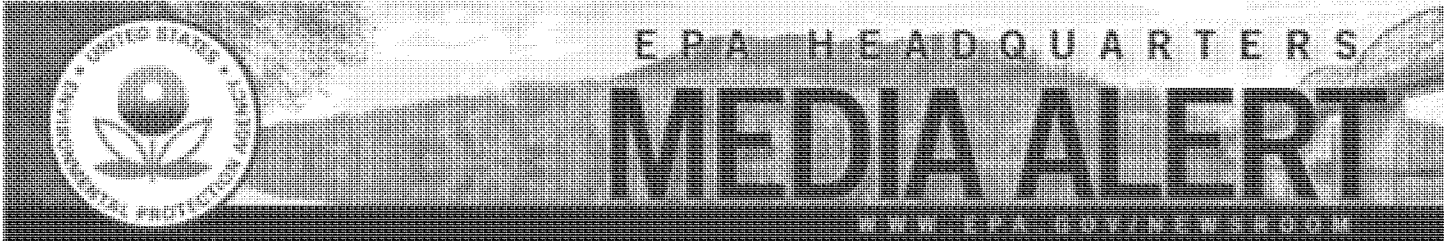
Cell: Ex. 6 - Personal Privacy



Message

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**From:** U.S. EPA Media Relations [noreply-subscriptions@epa.gov]  
**Sent:** 4/12/2017 4:09:07 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** EPA Administrator to Visit Pennsylvania Coal Mine-- Launch Back-to-Basics Agenda



**CONTACT:**  
[press@epa.gov](mailto:press@epa.gov)

**FOR PLANNING PURPOSES ONLY**  
April 12, 2017

## **EPA Administrator to Visit Pennsylvania Coal Mine-- Launch *Back-to-Basics* Agenda**

**SYCAMORE, Pa.** – U.S. Environmental Protection Agency Administrator Scott Pruitt will speak with coal miners at the Harvey Mine in Sycamore, Pennsylvania on Thursday, April 13, to kick off EPA's *Back-to-Basics* agenda. The *Back-to-Basics* agenda refocuses the EPA on protecting the environment, promoting economic and job growth, and returning power to the states.

Administrator Pruitt will speak with coal miners about the President's recent [Energy Independence Executive Order](#), which directs EPA and other federal agencies to review the Clean Power Plan and revise regulatory barriers that impede energy independence, including unnecessary burdens on coal miners and coal-fired electric utilities.

**Members of the media who plan to attend this event must RSVP by emailing [pressrsvp@epa.gov](mailto:pressrsvp@epa.gov) no later than 5:00 p.m. EDT on Wednesday, April 12.**

**WHO:** Administrator Pruitt and coal miners at the Harvey Mine – Patterson Creek Portal

**WHAT:** EPA kicks off *Back-to-Basics* agenda

**WHEN:** Thursday, April 13, 2017 at 12:00 p.m. EDT

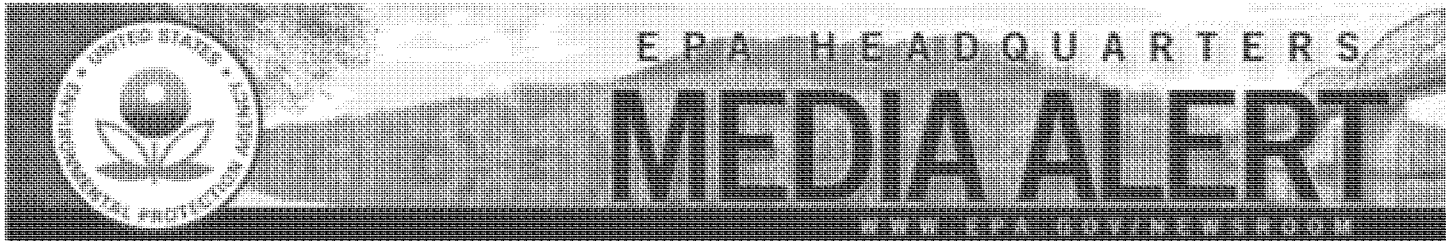
**WHERE:** Harvey Mine – Patterson Creek Portal, 685 Patterson Creek Road, Sycamore, PA 15364

**NOTE:** Credentialed members of the media who have RSVP'd will be required to check in at the Harvey Mine security gate no later than 11:30 a.m. on Thursday, April 13. A photo ID is required.

R056

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking [here](#).  
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

**From:** U.S. EPA Media Relations [noreply-subscriptions@epa.gov]  
**Sent:** 4/4/2017 2:56:11 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** High Accolades Across the Country on Trump's Energy Independence Executive Order



**CONTACT:**  
press@epa.gov

**FOR IMMEDIATE RELEASE**  
April 4, 2017

## **High Accolades Across the Country on Trump's Energy Independence Executive Order**

**In Kansas, Senator Pat Roberts said in the Kansas City Star, that Trump's executive order is good news for energy consumers.** "Sen. Pat Roberts, a Kansas Republican, also applauded Trump's decision 'to roll back burdensome Obama-era regulations,' calling the announcement 'good news for energy consumers and the economy.'"

**In Kentucky, Senate Majority Leader Mitch McConnell penned an op-ed in Fox News praising President Trump's energy executive order that will restore sanity after Obama's failed climate policies.** "I commend President Trump for sending this flawed regulatory plan, along with a number of others, back to the drawing board with Tuesday's Energy Independence Executive Order."

**In Missouri, the Kansas City Star reports that Senator Roy Blunt blamed job-killing regulations for higher energy prices.** "Blunt, who blamed environmental regulations for increases in utility bills, said that the order 'is an important step toward protecting low and middle-income Americans who can least afford higher costs on everything from gas to groceries.'"

**In Montana, the Great Falls Tribune reports that the Montana Public Service Commission praised President Trump's executive order that rolls back job-killing regulations.** "The five Republican members of the Montana Public Service Commission issued a joint statement praising Trump's executive order to roll back what they described as burdensome environmental regulations that restrict domestic energy production and raise rates for utility customers."

**In New York, the editorial board at the New York Post writes that Trump's executive order will help restore our constitutional system.** "Trump's move not only helps the economy and delivers on a promise, it also takes a step toward restoring America's constitutional system, in which Congress passes laws — not a dictatorial president."

**In North Dakota, the Bismarck Tribune reports that North Dakotans praised the measure.** North Dakota's coal industry applauded an executive order starting a roll back of climate regulation signed by President Donald Trump on Tuesday. Lignite Energy Council President Jason Bohrer said the order's energy independence focus "will help preserve, protect and enhance the lignite coal industry, as well as strengthen research and development efforts to develop an abundant supply of electricity for American businesses and families."

**In Ohio, the Ohio Coal Association penned an op-ed in the Troy Daily News stating Trump's plan will save coal communities in Ohio.** "Ohio's coal communities saw the CPP for exactly what it was: a thinly-veiled assault on their livelihood — and one that would cripple an already reeling industry while providing little environmental benefit. Fortunately, the Trump administration has done just what it promised. By executive order, President Trump has axed the CPP along with another vestige of the Obama administration's anti-coal policy, the moratorium on all new leases of

federal coal reserves.”

**In Texas, the Texas Tribune reports that AG Ken Paxton said Trump’s decision could result in lower energy prices.** “President Trump’s executive order is a significant step toward sparing all of us from a potentially disastrous change to the nation’s energy policy that was orchestrated during the Obama era in violation of federal law,” [Attorney General Ken] Paxton said in a statement Tuesday. “The so-called Clean Power Plan would have subjected Americans to higher electricity costs and could have weakened the nation’s power grid.”

**In Utah, the Deseret News reports that Governor Herbert praised Trump’s decision that will help his state.** “Utah Gov. Gary Herbert called the executive order a step in the right direction. ‘Utah and many public land and energy producing states think that the Clean Power Plan was a significant overreach. It was really designed to kill off carbon-based fuels and particularly coal,’ he said. ‘The standards that they were trying to put in place, there is not even technology that allows you to meet those standards.’”

**In Wisconsin, Brett Healy penned an op-ed in the Milwaukee Journal-Sentinel where he shared how damaging the Clean Power Plan would’ve been for families across the Badger State.** “President Donald Trump’s executive order instructing the Environmental Protection Agency to begin the process to repeal the Obama administration’s Clean Power Plan, a slate of anti-coal regulations, is a welcome respite for Wisconsin and the nation. ... Closer to home, a MacIver Institute and Beacon Hill study found that the plan would have increased the average electricity price in Wisconsin by 19%, forced the average household electric bill to jump \$225 a year and cost our industrial manufacturers an astonishing \$105,094 more per year if implemented.”

**In West Virginia, the Wheeling-News Register reports that leaders across the state rejoiced over the reversal of the Clean Power Plan.** “If left in place, these regulations would have little positive impact on our climate while continuing to decimate West Virginia’s economy,” U.S. Rep. David McKinley, R-W.Va., said. “The president’s action will provide relief to coal communities that have been under a bureaucratic assault from Washington over the last eight years. The nightmare of the war on coal is now officially over.”

**In Wyoming, the Associated Press reports that President Trump’s executive order has electrified workers.** “So when President Donald Trump lifted a federal coal leasing moratorium and ordered a review of greenhouse gas regulations, the announcement electrified many workers here who depend on fossil fuels for their livelihood. After years of layoffs and corporate bankruptcies, they are optimistic that jobs and a better economy will soon return.”

**Finally, the Casper Star-Tribune reports that President Trump’s pro-energy initiatives are helping the state.** “Three months into Trump’s term, he continues to please coal country. On Tuesday, the president asked the EPA to review and perhaps replace the controversial Clean Power Plan, which many locally thought could deal a death blow to the industry. He also overturned a controversial moratorium on coal leases.”

R049

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking [here](#).  
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

**From:** U.S. EPA Media Relations [noreply-subscriptions@epa.gov]  
**Sent:** 3/30/2017 9:43:31 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** EPA Administrator Sends Clean Power Plan Guidance Letter to Governors  
**Attachments:** KY Bevin.pdf



**CONTACT:**  
[press@epa.gov](mailto:press@epa.gov)

**FOR IMMEDIATE RELEASE**  
March 30, 2017

## **EPA Administrator Sends Clean Power Plan Guidance Letter to Governors**

*States have no obligation to spend resources to comply with a Rule that has been stayed by the Supreme Court of the United States*

**WASHINGTON** – Fulfilling his promise of cooperative federalism and acting on President Trump's Energy Independence Executive Order, Environmental Protection Agency (EPA) Administrator Scott Pruitt sent letters to state governors advising them that they are under no obligation to adhere to the Clean Power Plan (CPP) rule.

*"The days of coercive federalism are over," the letter reads. "Accordingly, I look forward to working with you, your state experts and local communities as we develop a path forward to improve our environment and bolster the economy in a manner that is respectful of and consistent with the rule of law."*

Full letter attached.

R047

If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking [here](#).  
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

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**From:** Hope, Brian [Hope.Brian@epa.gov]  
**Sent:** 3/30/2017 2:52:45 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** FW: Hello  
**Attachments:** Resume-Class-A.docx

**From:** [Ex. 6 - Personal Privacy] [mailto:[Ex. 6 - Personal Privacy]]  
**Sent:** Wednesday, March 29, 2017 5:54 PM  
**To:** Pruitt, Scott <Pruitt.Scott@epa.gov>  
**Subject:** Hello

Dear Administrator (Scott):

I am a life-long Republican and strong supporter of President Donald (Trump). I have followed your opposition to Obama CPP when you were an AG.

I want to be able to work with you and help you since I fully support your agenda and Plans. You need friends to promote your agenda. I have enclosed my resume.

I live in [Ex. 6 - Personal Privacy]. I will be happy to come to DC.

Hope to hear from you.

[Ex. 6 - Personal Privacy]

**From:** US EPA Media Relations [noreply-subscriptions@epa.gov]  
**Sent:** 3/30/2017 2:43:18 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** CORRECTION: What They Are Saying About President Trump's Executive Order on Energy Independence



**FOR IMMEDIATE RELEASE**

March 30, 2017

## **What They Are Saying About President Trump's Executive Order on Energy Independence**

### **Senator Shelley Moore Capito (W.Va)\***

President Trump kept his promise to roll back one of the most harmful acts of overreach by the Obama administration – the so-called Clean Power Plan. If fully implemented, the Clean Power Plan would have completely decimated West Virginia's vital coal industry while having no meaningful climate impact. Stopping this disastrous plan will preserve America's coal industry, expand our manufacturing renaissance that is reliant upon affordable energy, and protect American families from unprecedented hikes in their electric bills. I was honored to join the president for the signing of this Executive Order, and I look forward to continuing working with the Trump administration to advance environmentally responsible policies that grow the economy – not kill jobs. ([Press Release](#), 03/28/17) *\*A draft released earlier today misattributed a quote from another senator to Senator Capito.*

### **Governor Matt Bevin (Ky.) Issues Statement on the American Energy Independence Executive Order Yesterday**

I applaud President Trump's signing of the American energy independence executive order. This order will roll back former President Obama's job killing and deceptively named "Clean Power Plan" (CPP), which was not based on sound science. Even the former EPA administrator admitted that the CPP would have had negligible effect on global temperatures. In stark contrast, President Trump's American energy independence executive order will require the EPA to remain within the legal boundaries of the Clean Air Act in the actions it takes. This order demonstrates a more common sense approach to the role that our abundant fossil fuel resources can play in our nation's energy portfolio.

### **Attorney General Patrick Morrisey (W.Va.)**

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The American Public Power Association supports President Trump's executive order calling for a reexamination of the Environmental Protection Agency's rules regulating greenhouse gas emissions from new and existing fossil fuel-fired power plants. Few disagree that these rules envisioned broad and transformative changes to the electricity industry. As the voice of utilities that are units of state and local government, the Association firmly believes that states should maintain the authority to plan and implement generation and energy policies that are suitable for their circumstances. Public power has previously voiced its legal objection to the rule for requiring utilities to fundamentally alter the way they generate electricity. In some cases, utilities would have been forced to abandon functional power plants while continuing to pay them off.

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National Association of Manufacturers (NAM) President and CEO Jay Timmons today joined President Donald Trump at the Environmental Protection Agency (EPA) where the president signed an executive order rolling back several energy regulations impeding manufacturers' ability to succeed: Manufacturers use one-third of the energy in the United States, which means we need an all-of-the-above policy approach to energy, not one that picks winners and losers. President Trump just delivered a decisive win for every American who wants to see more manufacturing jobs in our country and true energy security. For years, Washington has sold a false choice to the American people: choose the environment or jobs. That false choice today gives way to a 'show-and-tell' story—about our ability to protect the environment and create jobs simultaneously—that manufacturers are eager to lead. American families have suffered at the hands of far-reaching regulations; 297,696 federal restrictions on manufacturers alone have stifled job creation and reduced the capital that is spent on innovating new technologies to improve our environment even more.

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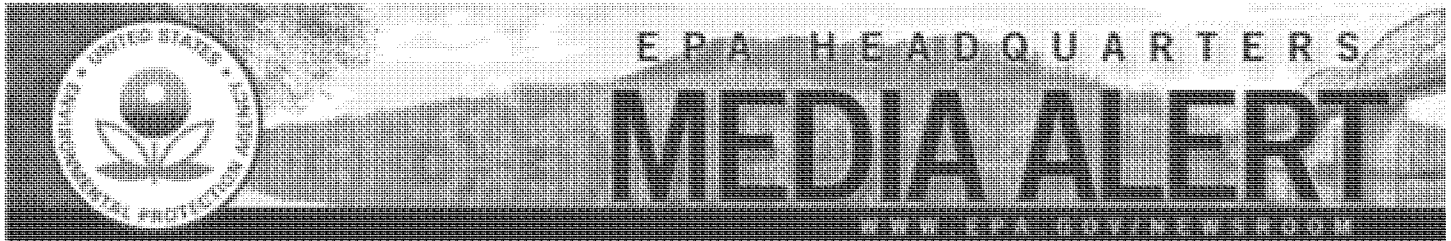
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R046

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Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States



**From:** U.S. EPA Media Relations [noreply-subscriptions@epa.gov]  
**Sent:** 3/30/2017 1:05:19 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** What They Are Saying About President Trump's Executive Order on Energy Independence



**FOR IMMEDIATE RELEASE**

March 30, 2017

## **What They Are Saying About President Trump's Executive Order on Energy Independence**

### **Senator Shelly Moore Capito (W.Va.)**

With this Executive Order, President Trump has chosen to recklessly bury his head in the sand. Walking away from the Clean Power Plan and other climate initiatives, including critical resiliency projects is not just irresponsible -- it's irrational. Today's executive order calls into question America's credibility and our commitment to tackling the greatest environmental challenge of our lifetime. With the world watching, President Trump and Administrator Pruitt have chosen to shirk our responsibility, disregard clear science and undo the significant progress our country has made to ensure we leave a better, more sustainable planet for generations to come.

### **Governor Matt Bevin (Ky.) Issues Statement on the American Energy Independence Executive Order Yesterday**

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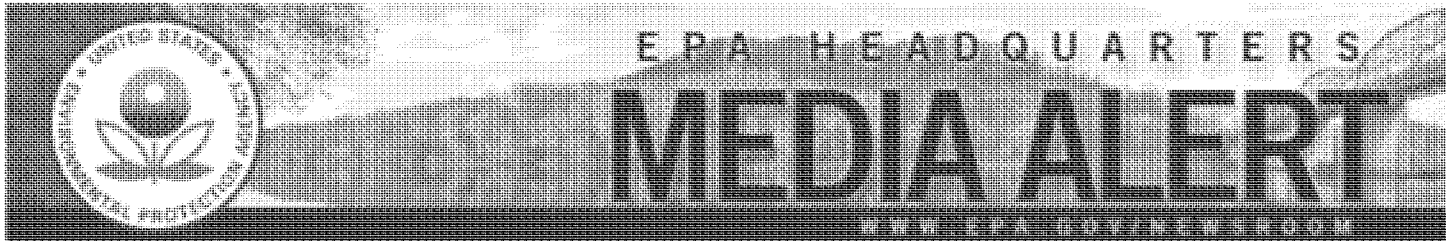
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R045

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Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

**From:** U.S. EPA Media Relations [noreply-subscriptions@epa.gov]  
**Sent:** 3/26/2017 9:30:26 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** EPA Administrator Pruitt Previews President Trump's Executive Order on Energy Independence



**CONTACT:**  
[press@epa.gov](mailto:press@epa.gov)

**FOR IMMEDIATE RELEASE**  
March 26, 2017

## **EPA Administrator Pruitt Previews President Trump's Executive Order on Energy Independence**

*"We have made tremendous progress on our environment, we can be both pro-jobs and pro-environment."*

**WASHINGTON** – During an interview on "This Week with George Stephanopoulos," U.S. EPA Administrator Scott Pruitt previewed the President's upcoming executive order on the American Energy Independence. Administrator Pruitt laid out the core message of the pending action, saying that job growth and a healthy environment aren't at odds.

"George, the President is keeping his promise to the American people this week with respect to the Executive Order coming down on Tuesday-- the Energy Independence Executive Order. We need a pro-growth and pro-environment approach for how we do regulations in this country. For too long, we have accepted a narrative that if you're pro-growth, pro-jobs, you're anti-environment. That's not where we have been as a country. We have made tremendous progress on our environment, we can be both pro-jobs and pro-environment. The Executive Order will address the past administration's effort to kill jobs throughout the country through the Clean Power Plan."

Watch the interview here: <http://abcnews.go.com/topics/news/whitehouse/scott-pruitt.htm>

R042

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Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

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**From:** Ex. 6 - Personal Privacy  
**Sent:** 3/22/2017 1:00:33 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** Re: Follow up on resume from Don Benton  
**Attachments:** Trump administration EPA.docx

Charles, lately I have been reading about how President Reagan failed to shrink the size of the EPA, and that it actually grew during his administration. I wanted to share a brief article I drafted on how the Trump administration can succeed where the Reagan administration failed in shrinking the size of the EPA.

I look forward to speaking with you soon.

Ex. 6 - Personal Privacy

On Wed, Mar 15, 2017 at 10:25 AM, Ex. 6 - Personal Privacy wrote:  
Charles,

Good morning, Don Benton forwarded you my resume last week and asked me to follow up with you this week. I am excited about the possibilities with EPA under the Administrator Pruitt and am very encouraged by the team you are putting together. I congratulated Mandy last week on her joining. I worked with her on the BRICK Act mentioned below, which is one of the poster children for EPA regulating gone bad (of course it is hard to top the Clean Power Plan).

I have seen firsthand how numerous regulations have harmed businesses. For instance, I recently worked with the brick industry, the literal building blocks of America. The brick industry faced an EPA MACT in 2003, after millions of dollars to get into compliance, the courts overturned the regulation in 2007. The EPA issued a new MACT in 2015, this time the industry estimates it would cost over \$100 million to get into compliance. With margins razor thin since the housing collapse, the industry simply cannot afford this. I worked with the House Energy and Commerce Committee to draft and pass common sense legislation delaying industry compliance until the courts have had their say. Of course that was met with a veto threat by the previous administration. I am greatly looking forward to a pro-business administration where business can compete on their merits, not their ability to meet frivolous government regulations.

Apologies for my enthusiasm, but I have been told you have two waves joining, one on March 20th and another on March 27th, and I would hate to miss out. I have also spoken with Andy Wheeler about sitting down for a discussion, but I think his announcement might be a little further out.

Thank you for your consideration, I look forward to speaking with you soon.

Best regards,

Ex. 6 - Personal Privacy

President Reagan, as part of his “starve the beast” campaign, slashed EPA budgets by almost 25 percent, and promised even greater cuts. EPA staff dropped for three straight years early in his administration, from about 13,000 in 1980 to about 10,800 in 1983. But the EPA workforce climbed back up during the remaining years of the administration, standing at about 14,400 employees in 1989. EPA's budget of approximately \$3 billion in 1981 had grown to approximately \$5 billion in 1989.

What are the reasons Reagan's plan to starve the EPA didn't work, and why did the EPA end up with more staff at the end of his term than when it began? President Reagan was constantly fighting a Democrat-led House to pass his reforms; despite his pledge to reduce the size of the federal government, it grew in employees and power to the detriment of the states; and the public believed the EPA was not performing their duties of keeping the environment safe, largely blaming the staffing cuts.

President Trump recently announced a nearly 31 percent cut to EPA, and will likely face many of these same issues. To succeed where President Reagan's administration failed, the administration must: 1. Involve industry early and often; 2. Utilize the majority; 3. Return power to the states; and 4. Change the messaging.

### **Involve industry early and often**

Many EPA employees have no practical experience in the industries they regulate. There is no “one-size-fits-all” regulation that works for multiple industries. For some industries, Hazardous Air Pollutants (HAPs) may be the biggest issue, but for others, their money would be better spent reducing Nitrogen Oxides (NOx), or Sulphur Dioxides (SO<sub>2</sub>).

With the vast improvement in our environment, we are spending numerous resources on diminishing returns, the goal should be to involve industry to determine where we can still make cost-effective improvements to the environment, as opposed to requiring every industry to meet nearly universal guidelines. Without knowing how individual industries operate, the EPA will continue to “regulate in the dark”.

Industry involvement now is merely to check a box for participation. If EPA had taken their time to better understand the industry they were regulating, perhaps through an industry advisory board, then we would not have received severely flawed regulations, such as the 2003 Brick MACT – a process that has spawned numerous lawsuits and Congressional action. A more careful regulatory process would have avoided these issues. If industry were consulted on these regulations in a meaningful way, there is potential to meet our clean air, water and environment goals in a cost-effective manner without overreach and the numerous resulting lawsuits, which in no way benefit the environment.

### **Utilizing the Republican majority**

President Trump has one advantage President Reagan never did: a Republican-led House and Senate. Throughout President Reagan's attempts to shrink the size of the EPA, he was fought by a Democratic House. While the Executive and Legislative Branches are controlled by Republicans, it is vital to act now to pass legislation ensuring many of these changes cannot be easily rolled back by the next administration.

One such bill is Congressman Gary Palmer's (R-AL) H.R. 637, the Stop EPA Overreach Act of 2017. This bill amends the Clean Air Act to exclude carbon dioxide from the scope of the Act. One issue the administration is certainly facing behind the scenes, leading to a delay of the Executive Order rolling back the Clean Power Plan, is the EPA finding in 2009 that carbon dioxide and five other greenhouse gases threaten public health and the environment. Putting aside the egregious error of allowing an agency to conduct their own research, then regulating based on their own findings, this will be a difficult provision to overcome unless Congress acts. Even with the Executive Order to roll back the Clean Power Plan, EPA may still be on the hook to regulate for carbon dioxide without overturning the scientific finding or without legislative action.

When the EPA completes their reorganization plan, under President Trump's executive order to cut waste and improve efficiency, the agency could work with Congress to codify those changes into law, making them difficult for future administrations to undo.

While the administration has outlined priorities in their restrained federal budget, Congress also has numerous programs within the EPA they prize. The full budget is still a work in progress, it is important that the "skinny budget" has increased funding to the state revolving funds and the Water Infrastructure Finance and Innovation Act program. However, legislators may fight to return funding to cleaning up hazardous waste at Superfund sites and additional priorities. It is important to utilize the GOP majority and work with Congress to implement these cuts, the first year cuts may not end up as drastic as the initial budget requests, but it is vital to move them in a downward direction every year of the administration and cover with legislation preventing the rapid re-staffing of a potential future administration.

A possible compromise position for FY 2018 would be ending up where Myron Ebell of the Competitive Enterprise Institute suggested, not touching the state grants (which are extremely popular amongst members) and a healthy twenty percent cut on the federal side.

### **Return the power to the states**

If the states are not empowered to act, and provided the appropriate resources, then it will be very difficult to reduce the size of the EPA. Environmental agencies exist in every state, however, the states have long operated under a dictatorial EPA, ensuring that many states do not take the lead on promoting a clean, healthy and safe environment.

The EPA has taken much of the state's discretion away in favor of a strong centralized federal government. No regulator in Washington will ever know the local environmental issues better than the state and local departments of the environment, and it is vital to return power to them. Competition amongst states has always promoted healthy growth. As Justice Brandeis put it, allow the states to "serve as a laboratory... without risk to the rest of the country." For too long, EPA's overreach has presented a risk to the rest of the country without the offsetting benefits for citizens.

### **Change the messaging**

William Ruckelshaus, EPA Administrator under Presidents Nixon and Reagan stated recently in a NYT op-ed "The public will tolerate changes that allow the agency to meet its mandated goals more efficiently and effectively. They will not tolerate changes that threaten their health or the precious environment."

Most people do not know what EPA does on a daily basis. Like many agencies, they only come to the forefront during a crisis. The key to public approval is letting the public know how you are protecting their environment, and how despite, the drastic cuts to improve efficiency, those protections will remain. Voters will not care how much EPA's budget is reduced provided their water and environment remain clean and safe.

The EPA has obviously grown in size and stature under the Obama administration. The FY 17 budget request from the Obama administration was \$8.3 billion, or \$127 million above the FY 2016 enacted budget. However, much of this growth was due to the agency extending its activities in recent years to lifestyle choices, such as "smart" growth, and "environmentally preferable purchasing", not for the original mission of protecting human health and the environment.

The messaging should be coordinated with state departments of the environment, where most of the regulation should occur. Letting voters know that their water and environment will continue to be protected, and that they will no longer have to foot the bill to develop "adaptation strategies" to address climate change.

This message was popular on the campaign trail and should be continued with the new administration. In a stronger partnership with the states, we will continue protecting the environment, without forcing a \$7 billion annual bill for the Clean Power Plan on the taxpayers.

Just as President Trump has repeatedly stated, the administration is not against clean air and clean water, just against the overreach of an agency that has not seen any serious checks to its power in years. America's environment has dramatically improved over the past 40 years, yet the constant barrage of environmental regulations from the EPA have not been updated to reflect that fact.



**From:** Bulletin Intelligence [epa@bulletinintelligence.com]  
**Sent:** 3/2/2017 12:01:54 PM  
**To:** epa@BulletinIntelligence.com  
**Subject:** EPA Daily News Briefing for Thursday, March 2, 2017  
**Attachments:** epaNewsBriefing170302.doc

Mobile version and searchable archives available at [epa.bulletinintelligence.com](http://epa.bulletinintelligence.com).



## EPA Daily News Briefing

Bulletin  
INTELLIGENCE

**TO: ADMINISTRATOR AND SENIOR EXECUTIVES**

**DATE: THURSDAY, MARCH 2, 2017 7:00 AM EST**

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## **ADMINISTRATOR**

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# EPA Daily News Briefing

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INTELLIGENCE

Online version available at [epa.bulletinintelligence.com](http://epa.bulletinintelligence.com)

TO: ADMINISTRATOR AND SENIOR EXECUTIVES

DATE: THURSDAY, MARCH 2, 2017 7:00 AM EST

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## EPA Daily News Briefing

Bulletin  
INTELLIGENCE

**TO: ADMINISTRATOR AND SENIOR EXECUTIVES**

**DATE: WEDNESDAY, MARCH 1, 2017 7:00 AM EST**

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Bloomberg News (2/28, Dlouhy, Sink) reports that it took the Obama administration at least two years to write the measure, and "it could take just as long for the Trump administration to rewrite it." Similarly, the New York Times (2/28, Davenport) reports that while the order will not have an immediate legal effect, according to two people familiar with the White House plans, the order moves forward "the complicated legal process of rewriting the sweeping 2015 rule known as Waters of the United States."

*"Trump's Clean Watershed."* The Wall Street Journal (2/28) says in an editorial that an Obama-era clean water rule was illegal, and that President Trump was right to reverse it.

### **Trump Administration Expected To Sign Executive Order Rolling Back Clean Power Plan.**

Bloomberg BNA (3/1, Childers) reports that President Trump is expected to sign an executive order this week directing the EPA to "walk back" the Obama administration's Clean Power Plan. Efforts to repeal the plan are sure to invite legal challenges, however, it is a "first shot in a broader effort to undo the Obama administration's efforts to address climate change." Attorneys

say that Pruitt's EPA could embrace "less onerous carbon dioxide standards on the power industry" to help stymie environmentalists' legal challenges to any attempted rollback.

### **Biofuels Association Head Says Trump Administration Will Shift Responsibility For Fuel Blending.**

Bloomberg News (2/28, Blewitt) reports the Trump Administration denied that it was considering a proposal to change biofuel blending rules, reversing refiners' stock gains that follows earlier reporting that a deal had been struck between refiner and investor Carl Icahn and the Renewable Fuels Association. The White House said there was no deal. "I was told in no uncertain terms that the point of obligation was going to be moved, and I said I wanted to see one of our top agenda items moved," Bob Dinneen, head of the Renewable Fuels Association, said in a phone interview Monday. Reuters (2/28) reports Dinneen said Tuesday that his organization has been told by the White House that the Administration "would lift the responsibility for fuel blending off refiners, which had long requested this change to the nation's biofuel program," saying that it "hits them with burdensome costs." The responsibility will now fall "to position holders at the terminal." However, White House spokeswoman Kelly Love said on Tuesday afternoon "there is no ethanol executive order in the works."

In a second story, Bloomberg News (2/28, Dlouhy, Parker) reports the parties presented the White House with a memorandum containing draft language it could use to direct the EPA to make the adjustments. According to sources, the memorandum could be issued sometime soon.

*Icahn's Share In CVR Energy Surges Amid News Of Possible Biofuel Deal.* Bloomberg Business (2/28, Dlouhy, Natter, Allison) reports that Carl Icahn's 82 percent stake in the refiner CVR Energy Inc. grew by nearly \$126 million on Tuesday on news of a proposed deal to alter the US renewable-fuels program, which was brokered in part by Icahn himself as special advisor to the president. Responding to criticism of Icahn's role in the policy debate, Deputy Press Secretary Lindsay Walters said, "I can't speak to the particular issue in that article, but the only criteria the president uses to make policy decisions is what is in the best interests of the American people."

## **WATER**

### **ADA Applauds EPA's Decision To Deny Petition To Ban Community Water Fluoridation.**

The ADA News (2/27, Manchir) reports the Environmental Protection Agency (EPA) has denied a petition from activist groups that sought to ban community water fluoridation. In a 50-page response to the petition, the EPA said the health benefits of fluoride include "having fewer cavities, less severe cavities, less need for fillings and removing teeth and less pain and suffering due to tooth decay." In addition, the EPA said that the petitioners had "not set forth a scientifically defensible basis to conclude that any persons have suffered neurotoxic harm" due to community water fluoridation.

The ADA released a statement Feb. 27 applauding the EPA's decision, calling it "scientifically sound." ADA President Gary Roberts said in the statement, "Public health policy recommending community water fluoridation results from years of scientifically rigorous analysis of the amount of fluoride people receive from all sources."

The ADA has long supported community water fluoridation as a safe and effective way to combat dental decay. For more information, visit [ADA.org/fluoride](http://ADA.org/fluoride).

## **WATER INFRASTRUCTURE**

### **Flint Residents To Be Charged For Water Again Beginning Today.**

The Washington Post (2/28, Dennis) reports residents of Flint, Michigan will be required to pay for water again beginning today. The article points out that the city's water remains unsafe to drink without a filter, and some residents have complained that being required to pay for such water is unfair. Flint Mayor Karen Weaver said the state should continue to pay the costs of residents' water until it is safe to drink without a filter.

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At the signing ceremony, Trump said it's "been a disaster" and "went on claiming that the EPA had decided it could regulate 'nearly every puddle or every ditch on a farmer's land or any place else that they decide,'" the AP (2/28, Colvin) reports. According to the Boston Globe (2/28, Eilperin, Phillip), Trump said his directive was "paving the

way for the elimination of this very destructive and horrible rule” that should have only applied to “navigable waters” affecting “interstate commerce.” The Hill (2/28, Cama, Henry) says it’s “the first action Trump has taken against the EPA” and follows “years of complaints from Republicans and industry about the agency.”

Bloomberg News (2/28, Dlouhy, Sink) reports that it took the Obama administration at least two years to write the measure, and “it could take just as long for the Trump administration to rewrite it.” Similarly, the New York Times (2/28, Davenport) reports that while the order will not have an immediate legal effect, according to two people familiar with the White House plans, the order moves forward “the complicated legal process of rewriting the sweeping 2015 rule known as Waters of the United States.”

“**Trump’s Clean Watershed.**” The Wall Street Journal (2/28) says in an editorial that an Obama-era clean water rule was illegal, and that President Trump was right to reverse it.

**Trump Administration Expected To Sign Executive Order Rolling Back Clean Power Plan.** Bloomberg BNA (3/1, Childers) reports that President Trump is expected to sign an executive order this week directing the EPA to “walk back” the Obama administration’s Clean Power Plan. Efforts to repeal the plan are sure to invite legal challenges, however, it is a “first shot in a broader effort to undo the Obama administration’s efforts to address climate change.” Attorneys say that Pruitt’s EPA could embrace “less onerous carbon dioxide standards on the power industry” to help stymie environmentalists’ legal challenges to any attempted rollback.

**Biofuels Association Head Says Trump Administration Will Shift Responsibility For Fuel Blending.** Bloomberg News (2/28, Blewitt) reports the Trump Administration denied that it was considering a proposal to change biofuel blending rules, reversing refiners’ stock gains that follows earlier reporting that a deal had been struck between refiner and investor Carl Icahn and the Renewable Fuels Association. The White House said there was no deal. “I was told in no uncertain terms that the point of obligation was going to be moved, and I said I wanted to see one of our top agenda items moved,” Bob Dinneen, head of the Renewable Fuels Association, said in a phone interview Monday. Reuters (2/28) reports Dinneen said Tuesday that his organization has been told by the White House that the Administration “would lift the responsibility for fuel blending off refiners, which had long requested this change to the nation’s biofuel program,” saying that it “hits them with burdensome costs.” The responsibility will now fall “to position holders at the terminal.” However, White House spokeswoman Kelly Love said on Tuesday afternoon “there is no ethanol executive order in the works.”

In a second story, Bloomberg News (2/28, Dlouhy, Parker) reports the parties presented the White House with a memorandum containing draft language it could use to direct the EPA to make the adjustments. According to sources, the memorandum could be issued sometime soon.

**Icahn’s Share In CVR Energy Surges Amid News Of Possible Biofuel Deal.** Bloomberg Business (2/28, Dlouhy, Natter, Allison) reports that Carl Icahn’s 82 percent stake in the refiner CVR Energy Inc. grew by nearly \$126 million on Tuesday on news of a proposed deal to alter the US renewable-fuels program, which was brokered in part by Icahn himself as special advisor to the president. Responding to criticism of Icahn’s role in the policy debate, Deputy Press Secretary Lindsay Walters said, “I can’t speak to the particular issue in that article, but the only criteria the president uses to make policy decisions is what is in the best interests of the American people.”

## **WATER:**

### **ADA Applauds EPA’s Decision To Deny Petition To Ban Community Water Fluoridation.**

The ADA News (2/27, Manchir) reports the Environmental Protection Agency (EPA) has denied a petition from activist groups that sought to ban community water fluoridation. In a 50-page response to the petition, the EPA said the health benefits of fluoride include “having fewer cavities, less severe cavities, less need for fillings and removing teeth and less pain and suffering due to tooth decay.” In addition, the EPA said that the petitioners had “not set forth a scientifically defensible basis to conclude that any persons have suffered neurotoxic harm” due to community water fluoridation.

The ADA released a statement Feb. 27 applauding the EPA’s decision, calling it “scientifically sound.” ADA President Gary Roberts said in the statement, “Public health policy recommending community water fluoridation results from years of scientifically rigorous analysis of the amount of fluoride people receive from all sources.”

The ADA has long supported community water fluoridation as a safe and effective way to combat dental decay. For more information, visit [ADA.org/fluoride](http://ADA.org/fluoride).

## **WATER INFRASTRUCTURE:**

**Flint Residents To Be Charged For Water Again Beginning Today.** The Washington Post (2/28, Dennis) reports residents of Flint, Michigan will be required to pay for water again beginning today. The article points out that the city’s water remains unsafe to drink without a filter, and some residents have complained that being required to pay for such water is unfair. Flint Mayor Karen Weaver said the state should continue to pay the costs of residents’ water until it is safe to drink without a filter.

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## EPA Daily News Briefing

Bulletin  
INTELLIGENCE

**TO: ADMINISTRATOR AND SENIOR EXECUTIVES**

**DATE: TUESDAY, FEBRUARY 28, 2017 7:00 AM EST**

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## **ADMINISTRATOR**

### **Questions About Personal Emails Follow Newly Appointed EPA Chief.**

E&E Publishing (2/27) reports that newly-appointed EPA Administrator Scott Pruitt "is dealing with a familiar irritant for past agency leaders: transparency regarding his communication records." Former EPA public affairs director Liz Purchia, who has experience defending former Administrator Gina McCarthy's use of text messages, and said dealing with such issues can be a "huge time suck." Meanwhile, EPA communications lead Doug Ericksen declined to comment on Pruitt's use of emails as Oklahoma's attorney general, saying, "Those things happened before EPA. We are now focused on public health and the environment."

According to a review of emails obtained by the AP (2/27, Biesecker, Murphy) through a public records request, Pruitt "emailed a member of his staff using a personal Apple email account." The article notes that while it is not illegal in Oklahoma for public officials to use private email, "Pruitt's use of the private account appears to directly contradict statements he made last month as part of his Senate confirmation." The New York Daily News (2/27) provides additional coverage.

### **Pruitt Picks Longtime Inhofe Aide As EPA Chief Of Staff.**

E&E Publishing (2/27) reports that Scott Pruitt's office hired Ryan Jackson, a longtime aide to Sen. Jim Inhofe, as EPA's chief of staff. Jackson "worked on the team helping to guide Pruitt through the Senate confirmation process, and he will now be central to guiding the Washington newcomer around Capitol Hill."

### **Pruitt's CPAC Speech Greeted Enthusiastically By Crowd.**

In an article titled, "Pruitt gets hero's welcome at conservative confab," E&E Daily (2/28, Brown) reports that Scott Pruitt's speech at the Conservative Political Action Conference was greeted enthusiastically by attendants. Pruitt preached, "We as Republicans don't have anything to be apologetic about with respect to the environment. .... We have always believed that you can grow jobs and grow the economy while also ...being a good steward of the environment." One person in attendance who said he was "initially apprehensive about Pruitt" said that the speech largely changed his mind. "After hearing what he had to say about the idea of 'It's not mutually exclusive,

you can be pro-energy and pro-environment,' it made me a lot more hopeful," said Long Island-resident John Jeffrey.

### **Pruitt Meets With Western Governors Association, Pledges Additional Cooperation.**

Breitbart (2/27, Leahy) reports that EPA Chief Scott Pruitt met with the Western Governors Association on Sunday, where he pledged additional cooperation between the agency and its partners at the state level. He said that "these Governors and their states are great stewards of their natural resources," and that the EPA will help them achieve their goals.

## **AIR**

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### **Additional Reading.**

- *Air Pollution Exposure May Increase Risk Of Dementia.* Huffington Post (UK). (2/27)

## **BROWNFIELDS/SUPERFUND/OTHER CLEANUPS**

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### **EPA Extends Comment For Mining Bonding Rule.**

Greenwire (2/27, Brown) reports that the EPA "yield[ed] to demands from companies and pro-mining lawmakers" by extending the public comment period for new cleanup insurance requirements for hardrock mining companies under the Superfund law by another 120 days. Industry argues that the "mining industry has drastically modernized and is already putting up financial assurances under existing federal and state laws." Environmentalists, on the other hand, "said the added protections are needed because cleanup costs regularly exceed assurances." The Hill (2/27, Cama) reports that Pruitt noted the \$171 million estimated cost the rule would have on businesses, and "said the new comment period would increase input from affected businesses."

### **Democrats Fire Back At GOP Effort To Rollback Limits On Pebble Mine Project.**

Greenwire (2/27, Brown) reports that Democrats "fired back" against a Republican led-effort urging EPA Administrator Scott Pruitt to abandon pre-emptive limits on the Pebble copper and gold mine project in Alaska. Rep. Eddie Bernice Johnson, ranking Democrat on the House Science, Space and Technology committee, wrote a letter to Pruitt on Friday presenting "a more complete picture" of the mining project in an effort to address what she called "inaccuracies" in a letter from Rep. Lamar Smith to Pruitt last week.

### **Additional Reading.**

- *Data Gap Report Released To Public Regarding Superfund Site.* Miami (OK) News Record. (2/27, Barker)

## **BUDGET**

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### **Trump Expected To Propose Big Defense Spending Increase Offset By Slashed Domestic Spending.**

NBC Nightly News 📺 (2/27, story 4, 1:45, Holt) reported, "The White House revealed that President Trump plans to hike defense spending by 10 percent, or \$54 billion as part of his first budget proposal. And it would put other federal agencies in line to absorb some potentially deep cuts." NBC's Hallie Jackson: "The President who's talked plenty about his money...." Trump: "I'm really rich." Jackson: "...now spending the taxpayers' in a new budget blueprint that's as much a political document as a financial one." The AP (2/27, Taylor) reports that Trump "is proposing a

huge \$54 billion surge in U.S. military spending for new aircraft, ships and fighters in his first federal budget while slashing big chunks from domestic programs and foreign aid to make the government 'do more with less.'" Reuters (2/27, Holland) reports that the President told governors at the White House "that his budget plan includes a 'historic increase in defense spending to rebuild the depleted military of the United States of America.'"

The Washington Post (2/27, Phillip, Snell) reports that "without providing any specifics, the administration said that most other discretionary spending programs will be slashed to pay for it." The Post says defense spending "accounts for almost the same proportion of the federal budget as all non-discretionary domestic spending," meaning that the proposal "will result in a roughly 10 percent across-the-board cut in all other federal spending programs." An OMB official told reporters that "most federal agencies would see substantial reductions in their budgets." Catherine Rampell writes in her Washington Post (2/27) column, "Who suffers as a result? Regular Americans, including millions who voted for Trump."

The New York Times (2/27, Shear) reports that the official "said foreign aid would face a significant decrease. The official did not explain why foreign aid, which is a very small fraction of overall government spending and is connected to security concerns abroad, was being targeted for steep reductions." Bloomberg Politics (2/26, Jacobs) says "a person familiar with the plan" said the EPA is also in line for big cuts, including the elimination of two-thirds of its staff.

The Wall Street Journal (2/27, Bender, Timiraos, Radnofsky) reports on its front page that the plan could face challenges in the Senate, where at least some Democratic backing will be needed to meet the 60-vote threshold. The Journal says the Senate often passes some components of a White House budget proposal while rejecting others.

OMB Director Mulvaney said on Fox News Special Report 📺 (2/27), "We broke out the numbers for the defense discretionary budget and the nondefense discretionary budget, together just over a trillion dollars. This does not address things like mandatory spending, entitlement spending, tax policies. It's the top line budget on what were going to try and spend this year. ... I understand the criticisms on both sides up on the Hill, that's fine, but that's not who this budget is targeted to. This budget is targeted to the people that Donald Trump represents." Politico (2/27, Guillén, Ferris, Herb) reports that Mulvaney said Monday that the budget proposal would include \$462 billion in domestic spending and \$603 billion in defense spending.

Reuters (2/27, Zengerle) reports that House Armed Services Chairman Mac Thornberry said the defense figure was lower than he would like. Reuters (2/27, Torbati) also reports that "more than 120 retired U.S. generals and admirals" are urging full funding of "diplomacy and foreign aid, the same government functions expected to be targeted for cuts" by the President. Politico (2/27, Toosi) reports that State Department officials "declined to share their budget reduction targets...but some reports forecast as much as 30 percent reduction, a devastating blow. The proposed cuts are the latest sign that Trump is bent on pursuing hard military power, not diplomacy or other 'soft' tools," which "could put Trump at odds with the Pentagon and his own defense secretary."

***NYTimes Analysis: Trump Set To "Clash" With Ryan Over Entitlements.*** The New York Times (2/27, Steinhauer) reports that the White House plan "sets up a striking clash" with House Speaker Ryan, who for years has argued that Congress "must be willing to change, and cut, the programs that spend the most money – Social Security, Medicare and Medicaid." Trump wants to "preserve" Social Security and Medicare, and has crafted a plan "potentially decimating programs in education, poverty alleviation, science and health."

Ron Brownstein said on CNN's Situation Room 📺 (2/27), "I think you have got to see this budget as a milestone in Donald Trump's goal of redefining the Republican Party as a nationalist workers' party. As such, it is a challenge both to Democrats and to congressional Republicans."

The Washington Post (2/27) says in an editorial that “as President Trump prepared to address Congress Tuesday on his policy agenda...it was becoming distressingly likely that the plans he has would make the fiscal situation far worse. ... To govern populistically is to promise favored constituencies – in Mr. Trump’s case, the military, corporations and construction unions – the moon, then pass the tab to future generations. In country after country around the world, this has been a formula for short-term political gain – and long-term economic trouble.”

***Democrats Criticize Proposals.*** Democrats were critical of the expected proposals. The Hill (2/27, Hensch) reports that new Democratic National Committee Chairman Tom Perez said in a statement, “Donald Trump’s budget will no doubt be terrific for people who can afford to spend their weekends at luxury resorts like Mar-a-Lago, and it would be a disaster for hardworking Americans struggling to get ahead. ... It’s clearer than ever that Donald Trump’s values leave out working families, their security, prosperity, health or well-being.” In a Washington Post (2/27) op-ed, former Democratic Rep. Henry Waxman writes that the proposal would have the effect of “ending Medicaid as we know it by imposing a ‘per-capita’ cap or block grant.”

***Mulvaney Expects Mnuchin To Take Steps To Extend Debt Ceiling.*** Reuters (2/27, Beech, Lawder) reports that Mulvaney said Monday that he expects Treasury Secretary Mnuchin “to use extraordinary cash management measures after the government’s current debt ceiling extension expires on March 15.” Mulvaney said, “I expect him to do what all previous secretaries of the Treasury have done, at least all the ones that I’m familiar with, to use those measures to extend that date.”

## **ENERGY**

### **National Gas Industry Confronts Environmentalists, Big Business Over Emissions Money.**

The Austin (TX) American Statesman (2/27) reports Texas natural gas producers are squaring off against a coalition of environmentalists and big business over the size of their shares of air quality improvement money. Lieutenant Governor Dan Patrick is caught in the middle with his ties to the gas industry as he pushes lawmakers to extend the programs that promote the use of natural gas in cars and trucks that are set to expire. The coalition says the programs, which come in grants or mandates involving state fleets or the construction of natural gas refueling stations, do not actually improve air quality and that the money would be better spent in other ways. The programs encompass about \$235 million in the Texas Emissions Reduction Plan Fund, with the money coming from a variety of vehicle fees and surcharges. The natural gas industry says the programs are a vital way to support Texas fuel that is critical to the state’s economy.

### **Woods Echoes Tillerson’s Skeptical Climate Change Views.**

The Huffington Post (2/27) reports ExxonMobil CEO Darren Woods has mirrored his predecessor’s skeptical views on climate change in his first interview since taking over as chief executive. While Woods acknowledged that unmitigated global warming poses risks that cannot be ignored, he stopped short of recognizing emissions from burning fossil fuels as a leading cause. In a Forbes profile, Woods said, “Fossil fuels today have a role in our society because they bring great benefit. Yes there’s a cost to it, and our understanding of that cost has grown over the years. ... But based on what we know today, you can’t eliminate the cost and keep the benefit. The unspoken word is that the benefits have to go away.” The Huffington Post notes that ExxonMobil’s role in lobbying groups that question fossil fuels’ role in climate change or deny the science outright is unlikely to change under Woods.

## **INTERNATIONAL**

## **Additional Reading.**

- *4 Million People In Chile's Capital Left Without Drinking Water.* Newsweek (2/27, Sharkov)

## **OTHER NEWS**

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### **Social Cost Of Carbon To Be Subject Of House Committee Hearing Today.**

The Hill (2/27, Cama, Henry) reports the House Science Committee on Tuesday will conduct "a hearing on the social cost of carbon metric."

## **PESTICIDES**

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### **Former EPA Official Faces Order To Testify About Monsanto Connections.**

Bloomberg News (2/27, Rosenblatt) reports that on Monday, a Federal judge said that retired EPA official Jess Rowland may be required to testify about alleged connections with Monsanto in the case involving possible carcinogen contents in the company's Roundup herbicide. Plaintiffs in the case allege that Rowland had a "highly suspicious" relationship with Monsanto when the official led a committee that found "insufficient evidence to conclude glyphosate is carcinogenic."

## **RULES/REGULATIONS/POLICY**

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### **Trump Expected To Sign Order Aimed At Rolling Back Clean Water Rule.**

According to the New York Times (2/27, Davenport), President Trump on Tuesday will sign an executive order aimed at rolling back the Waters of the United States rule, which "gives the federal government broad authority to limit pollution in major water bodies, like Chesapeake Bay, the Mississippi River and Puget Sound, as well as in streams and wetlands that drain into those larger waters." By itself, Trump's order "will have almost no legal effect on the sweeping rule" but will essentially give him "a megaphone to direct his new Environmental Protection Agency administrator, Scott Pruitt, to begin the lengthy and complicated legal process required to rewrite the rule." According to the Times, the order is one of two expected announcements directing Pruitt "to begin dismantling the major pillars of Mr. Obama's environmental legacy." Trump is also expected to sign an order directing Pruitt "to begin the lengthy legal process of withdrawing and rewriting Mr. Obama's signature 2015 climate change regulation."

The Daily Caller (2/27, Bastasch) reports that President Trump "wants the EPA and the [U.S. Army] Corps to make sure 'waters are kept free from pollution, while at the same time promoting economic growth, minimizing regulatory uncertainty.'" President Trump is expected to sign an order to "repeal or revise parts of WOTUS that don't match those policy goals." Bloomberg News (2/28, Dlouhy, Sink) reports that it took the Obama administration at least two years to write the measure, and "it could take just as long for the Trump administration to rewrite it."

NPR (2/27, Phillips) provides background information, explaining that Congress and previous administrations have tried to clarify the Waters of the U.S. Rule ever since it was passed in 1972. In 2015, the Obama administration sought to for "once and for all to define exactly what would be regulated under the federal Clean Water Act." Although industry too had "long pushed for clarity on these waters," the Obama-era rule "garnered criticism from the oil and gas industry, builders, and farmers who think it goes too far."

*Op-Ed Discusses Why Farmers, Ranchers Oppose EPA Clean Water Rule.* Writing in The Conversation (US), (2/27, Waskom) Reagan Waskom and David J. Cooper of Colorado State

University discuss “why farmers and ranchers think the EPA clean water rule goes too far.” In particular, they “fear the Clean Water Rule could expand federal regulations that impact their private property rights.” The authors note that if the rule is scrapped, regulatory agencies will still need to know “which water bodies require protection under the law.”

### **Editorial: Senate Should Retain Methane Regulation.**

A Los Angeles Times (2/27) editorial states that the Senate should refuse to join the House in passing a bill that overturns the methane venting and flaring regulation. Because the risks of climate change have “long since moved from abstract theory into reality,” and EPA Administrator Scott Pruitt is “joined at the wallet to the industry,” it is up to the Senate to ensure that the good, sensible policy is kept in place. From 2009-2015, the oil and gas industry wasted 462 billion cubic feet of methane through emissions or flaring from wells on public land. That gas could have been used to supply 6.2 million households for a year and was worth \$23 million in royalties had it been captured and stored.

### **Fact Check On Claim That Ending Stream Rule Saved 77,000 Jobs.**

The Washington Post (2/27, Kessler) fact checks the claim the repealing the EPA’s Stream Protection Rule saved 77,000 coal industry jobs. The 77,000 number comes from a 2015 report on the rule for the National Mining Association by environmental consulting firm Ramboll Environ. The number is the high-end estimate of at-risk direct mining jobs over ten years, while the low-end estimate was about 40,000 jobs. The industry report concluded that at least 27 percent of the mining jobs would be lost with the stream rule. The Interior Department analysis behind the rule found 500 jobs would be lost each year with most offset by jobs created in compliance. The Post examines the assumptions and analysis behind both studies and reports that officials should have cited the lower NAM estimate and used a percentage, rather than a raw job number based on the high estimate. The Post gives the claim “Three Pinocchios.”

### **Trump Likely To Assail Obama-era Rules In Congress Speech.**

E&E Daily (2/27) reports that President Trump’s address before a joint session of Congress is expected to “tout his efforts to broadly curtail government rules and the work his administration has already done to roll back some of the Obama administration’s energy policies” Trump may offer details about plans to repeal specific regulations, like the Clean Power Plan or the Waters of the US rule. Chris Warren at the American Energy Alliance, said Trump “might use this speech as an opportunity to reiterate his priorities on energy, which look to remain unchanged.” Frank Maisano of Bracewell is expecting a “campaign-style speech” from scant details about energy policy.

## **WATER INFRASTRUCTURE**

### **Pennsylvania DEP Proposes Fee Increase To Improve Drinking Water Standards.**

NPR (2/27) reports that last December, the EPA sent a letter to Pennsylvania environmental regulators telling them to dedicate a sufficient number of staff and financial resources toward properly enforcing clean water standards or risk losing federal funding and their primacy in enforcement. During the Pennsylvania Department of Environmental Protection’s budget hearing on Monday, lawmakers largely focused on how to avoid those consequences, and are now considering a fee increase on permit and annual fees on the state’s public water systems. Noting that some towns in her own district have been plagued by water contamination problems, State

Rep. Madeleine Dean (D-Montgomery) questioned why the department is considering fees and not a larger increase to the general fund.

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# EPA Daily News Briefing

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TO: ADMINISTRATOR AND SENIOR EXECUTIVES  
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**Questions About Personal Emails Follow Newly Appointed EPA Chief.** E&E Publishing (2/27) reports that newly-appointed EPA Administrator Scott Pruitt "is dealing with a familiar irritant for past agency leaders: transparency regarding his communication records." Former

EPA public affairs director Liz Purchia, who has experience defending former Administrator Gina McCarthy's use of text messages, and said dealing with such issues can be a "huge time suck." Meanwhile, EPA communications lead Doug Ericksen declined to comment on Pruitt's use of emails as Oklahoma's attorney general, saying, "Those things happened before EPA. We are now focused on public health and the environment."

According to a review of emails obtained by the AP (2/27, Biesecker, Murphy) through a public records request, Pruitt “emailed a member of his staff using a personal Apple email account.” The article notes that while it is not illegal in Oklahoma for public officials to use private email, “Pruitt’s use of the private account appears to directly contradict statements he made last month as part of his Senate confirmation.” The New York Daily News (2/27) provides additional coverage.

**Pruitt Picks Longtime Inhofe Aide As EPA Chief Of Staff.** E&E Publishing (2/27) reports that Scott Pruitt’s office hired Ryan Jackson, a longtime aide to Sen. Jim Inhofe, as EPA’s chief of staff. Jackson “worked on the team helping to guide Pruitt through the Senate confirmation process, and he will now be central to guiding the Washington newcomer around Capitol Hill.”

**Pruitt’s CPAC Speech Greeted Enthusiastically By Crowd.** In an article titled, “Pruitt gets hero’s welcome at conservative confab,” E&E Daily (2/28, Brown) reports that Scott Pruitt’s speech at the Conservative Political Action Conference was greeted enthusiastically by attendants. Pruitt preached, “We as Republicans don’t have anything to be apologetic about with respect to the environment. .... We have always believed that you can grow jobs and grow the economy while also ...being a good steward of the environment.” One person in attendance who said he was “initially apprehensive about Pruitt” said that the speech largely changed his mind. “After hearing what he had to say about the idea of ‘It’s not mutually exclusive, you can be pro-energy and pro-environment,’ it made me a lot more hopeful,” said Long Island-resident John Jeffrey.

**Pruitt Meets With Western Governors Association, Pledges Additional Cooperation.** Breitbart (2/27, Leahy) reports that EPA Chief Scott Pruitt met with the Western Governors Association on Sunday, where he pledged additional cooperation between the agency and its partners at the state level. He said that “these Governors and their states are great stewards of their natural resources,” and that the EPA will help them achieve their goals.

## **AIR:**

### **Additional Reading.**

- *Air Pollution Exposure May Increase Risk Of Dementia.* Huffington Post (UK). (2/27)

## **BROWNFIELDS/SUPERFUND/OTHER CLEANUPS:**

**EPA Extends Comment For Mining Bonding Rule.** Greenwire (2/27, Brown) reports that the EPA “yield[ed] to demands from companies and pro-mining lawmakers” by extending the public comment period for new cleanup insurance requirements for hardrock mining companies under the Superfund law by another 120 days. Industry argues that the “mining industry has drastically modernized and is already putting up financial assurances under existing federal and state laws.” Environmentalists, on the other hand, “said the added protections are needed because cleanup costs regularly exceed assurances.” The Hill (2/27, Cama) reports that Pruitt noted the \$171 million estimated cost the rule would have on businesses, and “said the new comment period would increase input from affected businesses.”

**Democrats Fire Back At GOP Effort To Rollback Limits On Pebble Mine Project.** Greenwire (2/27, Brown) reports that Democrats “fired back” against a Republican led-effort urging EPA Administrator Scott Pruitt to abandon pre-emptive limits on the Pebble copper and gold mine project in Alaska. Rep. Eddie Bernice Johnson, ranking Democrat on the House Science, Space and Technology committee, wrote a letter to Pruitt on Friday presenting “a more complete picture” of the mining project in an effort to address what she called “inaccuracies” in a letter from Rep. Lamar Smith to Pruitt last week.

### **Additional Reading.**

- *Data Gap Report Released To Public Regarding Superfund Site.* Miami (OK) News Record. (2/27, Barker)

## **BUDGET:**

**Trump Expected To Propose Big Defense Spending Increase Offset By Slashed Domestic Spending.** NBC Nightly News (2/27, story 4, 1:45, Holt) reported, “The White House revealed that President Trump plans to hike defense spending by 10 percent, or \$54 billion as part of his first budget proposal. And it would put other federal agencies in line to absorb some potentially deep cuts.” NBC’s Hallie Jackson: “The President who’s talked plenty about his money....” Trump: “I’m really rich.” Jackson: “...now spending the taxpayers’ in a new budget blueprint that’s as much a political document as a financial one.” The AP (2/27, Taylor) reports that Trump “is proposing a huge \$54 billion surge in U.S. military spending for new aircraft, ships

and fighters in his first federal budget while slashing big chunks from domestic programs and foreign aid to make the government 'do more with less.'" Reuters (2/27, Holland) reports that the President told governors at the White House "that his budget plan includes a 'historic increase in defense spending to rebuild the depleted military of the United States of America.'"

The Washington Post (2/27, Phillip, Snell) reports that "without providing any specifics, the administration said that most other discretionary spending programs will be slashed to pay for it." The Post says defense spending "accounts for almost the same proportion of the federal budget as all non-discretionary domestic spending," meaning that the proposal "will result in a roughly 10 percent across-the-board cut in all other federal spending programs." An OMB official told reporters that "most federal agencies would see substantial reductions in their budgets." Catherine Rampell writes in her Washington Post (2/27) column, "Who suffers as a result? Regular Americans, including millions who voted for Trump."

The New York Times (2/27, Shear) reports that the official "said foreign aid would face a significant decrease. The official did not explain why foreign aid, which is a very small fraction of overall government spending and is connected to security concerns abroad, was being targeted for steep reductions." Bloomberg Politics (2/26, Jacobs) says "a person familiar with the plan" said the EPA is also in line for big cuts, including the elimination of two-thirds of its staff.

The Wall Street Journal (2/27, Bender, Timiraos, Radnofsky) reports on its front page that the plan could face challenges in the Senate, where at least some Democratic backing will be needed to meet the 60-vote threshold. The Journal says the Senate often passes some components of a White House budget proposal while rejecting others.

OMB Director Mulvaney said on Fox News Special Report (2/27), "We broke out the numbers for the defense discretionary budget and the nondefense discretionary budget, together just over a trillion dollars. This does not address things like mandatory spending, entitlement spending, tax policies. It's the top line budget on what were going to try and spend this year. ... I understand the criticisms on both sides up on the Hill, that's fine, but that's not who this budget is targeted to. This budget is targeted to the people that Donald Trump represents." Politico (2/27, Guillén, Ferris, Herb) reports that Mulvaney said Monday that the budget proposal would include \$462 billion in domestic spending and \$603 billion in defense spending.

Reuters (2/27, Zengerle) reports that House Armed Services Chairman Mac Thornberry said the defense figure was lower than he would like. Reuters (2/27, Torbati) also reports that "more than 120 retired U.S. generals and admirals" are urging full funding of "diplomacy and foreign aid, the same government functions expected to be targeted for cuts" by the President. Politico (2/27, Toosi) reports that State Department officials "declined to share their budget

reduction targets...but some reports forecast as much as 30 percent reduction, a devastating blow. The proposed cuts are the latest sign that Trump is bent on pursuing hard military power, not diplomacy or other 'soft' tools," which "could put Trump at odds with the Pentagon and his own defense secretary."

***NYTimes Analysis: Trump Set To "Clash" With Ryan Over Entitlements.*** The New York Times (2/27, Steinhauer) reports that the White House plan "sets up a striking clash" with House Speaker Ryan, who for years has argued that Congress "must be willing to change, and cut, the programs that spend the most money – Social Security, Medicare and Medicaid." Trump wants to "preserve" Social Security and Medicare, and has crafted a plan "potentially decimating programs in education, poverty alleviation, science and health."

Ron Brownstein said on CNN's Situation Room (2/27), "I think you have got to see this budget as a milestone in Donald Trump's goal of redefining the Republican Party as a nationalist workers' party. As such, it is a challenge both to Democrats and to congressional Republicans."

The Washington Post (2/27) says in an editorial that "as President Trump prepared to address Congress Tuesday on his policy agenda...it was becoming distressingly likely that the plans he has would make the fiscal situation far worse. ... To govern populistically is to promise favored constituencies – in Mr. Trump's case, the military, corporations and construction unions – the moon, then pass the tab to future generations. In country after country around the world, this has been a formula for short-term political gain – and long-term economic trouble."

***Democrats Criticize Proposals.*** Democrats were critical of the expected proposals. The Hill (2/27, Hensch) reports that new Democratic National Committee Chairman Tom Perez said in a statement, "Donald Trump's budget will no doubt be terrific for people who can afford to spend their weekends at luxury resorts like Mar-a-Lago, and it would be a disaster for hardworking Americans struggling to get ahead. ... It's clearer than ever that Donald Trump's values leave out working families, their security, prosperity, health or well-being." In a Washington Post (2/27) op-ed, former Democratic Rep. Henry Waxman writes that the proposal would have the effect of "ending Medicaid as we know it by imposing a 'per-capita' cap or block grant."

***Mulvaney Expects Mnuchin To Take Steps To Extend Debt Ceiling.*** Reuters (2/27, Beech, Lawder) reports that Mulvaney said Monday that he expects Treasury Secretary Mnuchin "to use extraordinary cash management measures after the government's current debt ceiling extension expires on March 15." Mulvaney said, "I expect him to do what all previous secretaries of the Treasury have done, at least all the ones that I'm familiar with, to use those measures to extend that date."

## **ENERGY:**

**National Gas Industry Confronts Environmentalists, Big Business Over Emissions Money.** The Austin (TX) American Statesman (2/27) reports Texas natural gas producers are squaring off against a coalition of environmentalists and big business over the size of their shares of air quality improvement money. Lieutenant Governor Dan Patrick is caught in the middle with his ties to the gas industry as he pushes lawmakers to extend the programs that promote the use of natural gas in cars and trucks that are set to expire. The coalition says the programs, which come in grants or mandates involving state fleets or the construction of natural gas refueling stations, do not actually improve air quality and that the money would be better spent in other ways. The programs encompass about \$235 million in the Texas Emissions Reduction Plan Fund, with the money coming from a variety of vehicle fees and surcharges. The natural gas industry says the programs are a vital way to support Texas fuel that is critical to the state's economy.

**Woods Echoes Tillerson's Skeptical Climate Change Views.** The Huffington Post (2/27) reports ExxonMobil CEO Darren Woods has mirrored his predecessor's skeptical views on climate change in his first interview since taking over as chief executive. While Woods acknowledged that unmitigated global warming poses risks that cannot be ignored, he stopped short of recognizing emissions from burning fossil fuels as a leading cause. In a *Forbes* profile, Woods said, "Fossil fuels today have a role in our society because they bring great benefit. Yes there's a cost to it, and our understanding of that cost has grown over the years. ... But based on what we know today, you can't eliminate the cost and keep the benefit. The unspoken word is that the benefits have to go away." The *Huffington Post* notes that ExxonMobil's role in lobbying groups that question fossil fuels' role in climate change or deny the science outright is unlikely to change under Woods.

## **INTERNATIONAL:**

### **Additional Reading.**

- *4 Million People In Chile's Capital Left Without Drinking Water.* Newsweek (2/27, Sharkov)

## **OTHER NEWS:**

**Social Cost Of Carbon To Be Subject Of House Committee Hearing Today.** The Hill (2/27, Cama, Henry) reports the House Science Committee on Tuesday will conduct "a hearing on the social cost of carbon metric."

## **PESTICIDES:**

**Former EPA Official Faces Order To Testify About Monsanto Connections.** Bloomberg News (2/27, Rosenblatt) reports that on Monday, a Federal judge said that retired EPA official Jess Rowland may be required to testify about alleged connections with Monsanto in the case involving possible carcinogen contents in the company's Roundup herbicide. Plaintiffs in the case allege that Rowland had a "highly suspicious" relationship with Monsanto when the official led a committee that found "insufficient evidence to conclude glyphosate is carcinogenic."

## **RULES/REGULATIONS/POLICY:**

**Trump Expected To Sign Order Aimed At Rolling Back Clean Water Rule.** According to the New York Times (2/27, Davenport), President Trump on Tuesday will sign an executive order aimed at rolling back the Waters of the United States rule, which "gives the federal government broad authority to limit pollution in major water bodies, like Chesapeake Bay, the Mississippi River and Puget Sound, as well as in streams and wetlands that drain into those larger waters." By itself, Trump's order "will have almost no legal effect on the sweeping rule" but will essentially give him "a megaphone to direct his new Environmental Protection Agency administrator, Scott Pruitt, to begin the lengthy and complicated legal process required to rewrite the rule." According to the *Times*, the order is one of two expected announcements directing Pruitt "to begin dismantling the major pillars of Mr. Obama's environmental legacy." Trump is also expected to sign an order directing Pruitt "to begin the lengthy legal process of withdrawing and rewriting Mr. Obama's signature 2015 climate change regulation."

The Daily Caller (2/27, Bastasch) reports that President Trump "wants the EPA and the [U.S. Army] Corps to make sure 'waters are kept free from pollution, while at the same time promoting economic growth, minimizing regulatory uncertainty.'" President Trump is expected to sign an order to "repeal or revise parts of WOTUS that don't match those policy goals." Bloomberg News (2/28, Dlouhy, Sink) reports that it took the Obama administration at least two years to write the measure, and "it could take just as long for the Trump administration to rewrite it."

NPR (2/27, Phillips) provides background information, explaining that Congress and previous administrations have tried to clarify the Waters of the U.S. Rule ever since it was passed in 1972. In 2015, the Obama administration sought to for "once and for all to define exactly what would be regulated under the federal Clean Water Act." Although industry too had "long pushed for clarity on these waters," the Obama-era rule

“garnered criticism from the oil and gas industry, builders, and farmers who think it goes too far.”

**Op-Ed Discusses Why Farmers, Ranchers Oppose EPA Clean Water Rule.** Writing in The Conversation (US), (2/27, Waskom) Reagan Waskom and David J. Cooper of Colorado State University discuss “why farmers and ranchers think the EPA clean water rule goes too far.” In particular, they “fear the Clean Water Rule could expand federal regulations that impact their private property rights.” The authors note that if the rule is scrapped, regulatory agencies will still need to know “which water bodies require protection under the law.”

**Editorial: Senate Should Retain Methane Regulation.** A Los Angeles Times (2/27) editorial states that the Senate should refuse to join the House in passing a bill that overturns the methane venting and flaring regulation. Because the risks of climate change have “long since moved from abstract theory into reality,” and EPA Administrator Scott Pruitt is “joined at the wallet to the industry,” it is up to the Senate to ensure that the good, sensible policy is kept in place. From 2009-2015, the oil and gas industry wasted 462 billion cubic feet of methane through emissions or flaring from wells on public land. That gas could have been used to supply 6.2 million households for a year and was worth \$23 million in royalties had it been captured and stored.

**Fact Check On Claim That Ending Stream Rule Saved 77,000 Jobs.** The Washington Post (2/27, Kessler) fact checks the claim the repealing the EPA’s Stream Protection Rule saved 77,000 coal industry jobs. The 77,000 number comes from a 2015 report on the rule for the National Mining Association by environmental consulting firm Ramboll Environ. The number is the high-end estimate of at-risk direct mining jobs over ten years, while the low-end estimate was about 40,000 jobs. The industry report concluded that at least 27 percent of the mining jobs would be lost with the stream rule. The Interior Department analysis behind the rule found 500 jobs would be lost each year with most offset by jobs created in compliance. The Post examines the assumptions and analysis behind both studies and reports that officials should have cited the lower NAM estimate and used a percentage, rather than a raw job number based on the high estimate. The Post gives the claim “Three Pinocchios.”

**Trump Likely To Assail Obama-era Rules In Congress Speech.** E&E Daily (2/27) reports that President Trump’s address before a joint session of Congress is expected to “tout his efforts to broadly curtail government rules and the work his administration has already done to roll back some of the Obama administration’s energy policies” Trump may offer details about plans to repeal specific

regulations, like the Clean Power Plan or the Waters of the US rule. Chris Warren at the American Energy Alliance, said Trump “might use this speech as an opportunity to reiterate his priorities on energy, which look to remain unchanged.” Frank Maisano of Bracewell is expecting a “campaign-style speech” from scant details about energy policy.

## **WATER INFRASTRUCTURE:**

**Pennsylvania DEP Proposes Fee Increase To Improve Drinking Water Standards.** NPR (2/27) reports that last December, the EPA sent a letter to Pennsylvania environmental regulators telling them to dedicate a sufficient number of staff and financial resources toward properly enforcing clean water standards or risk losing federal funding and their primacy in enforcement. During the Pennsylvania Department of Environmental Protection’s budget hearing on Monday, lawmakers largely focused on how to avoid those consequences, and are now considering a fee increase on permit and annual fees on the state’s public water systems. Noting that some towns in her own district have been plagued by water contamination problems, State Rep. Madeleine Dean (D-Montgomery) questioned why the department is considering fees and not a larger increase to the general fund.

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## EPA Daily News Briefing

Bulletin  
INTELLIGENCE

**TO: ADMINISTRATOR AND SENIOR EXECUTIVES**

**DATE: MONDAY, FEBRUARY 27, 2017 7:00 AM EST**

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## **WATER INFRASTRUCTURE**

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  - Snyder Advisor Believes \$20M In Past Flint Water Loans Will Be Forgiven. (MLIVE)
  - Arsenic Levels Double Safe Limit In Warner Springs School Water. (KNSDTV)

## **ADMINISTRATOR**

### **Speaking At CPAC, Pruitt Says EPA Will Improve Air, Water Quality.**

Breitbart (2/25, Leahy) reported that while speaking at the Conservative Political Action Conference, EPA Administrator Scott Pruitt predicted air and water quality will improve over the next eight years under Trump administration policies. Pruitt said the agency under his leadership will focus on a partnership between the states and the federal government, one that "exists legally, that exist constitutionally."

The Daily Caller (2/25, White) reported that EPA Administration Scott Pruitt also "told a crowd...that people should be angry the EPA has abused its 'authority' as the country's environmental regulator," and that he understands why people want President Trump to abolish the agency in its entirety. Pruitt also said he "intends on working within the 'rule of law,' not making up laws on a whim." The Huffington Post (2/25) reported that Pruitt compared the EPA's likability to that of the IRS.

UPI (2/25, Hays) reports that Pruitt also told reporters that the agency could begin rolling back Obama-era environmental rules as soon as next week. Although he did not specify which rules, the agency is expected to target the Clean Power Plan and Waters of the U.S. policies.

### **OGE Energy CEO Hopes For More Stability Under New EPA Chief.**

The Oklahoman (2/24) reported that OGE Energy Corp. executives and analysts Thursday discussed environmental policies under newly appointed EPA Administrator Scott Pruitt during their energy earnings call last Thursday. OGE Energy Chairman and CEO Sean Trauschke "said the utility was looking for more consistency from the agency." Trauschke added praise for Pruitt, saying "one thing that I really appreciated about Scott was he was focused on the rule of law. ... And from my standpoint, I think just having a little more consistency so you're not having a compounding flood of regulation on top of regulation coming at us — it's helpful."

### **Spokesperson For New Oklahoma AG Says Pruitt Used Private Email.**

The Hill (2/24, Cama) reported that a spokesperson in the office of Pruitt's successor for Oklahoma attorney general claims Pruitt used his personal email account for official business when he worked there. However, during his confirmation process in front of the Senate Environment and Public Works Committee, Pruitt said he never used his personal email for official business. The article notes that "using a personal email address for official business does not violate Oklahoma's laws regarding government records."

### **Utah Gov. Herbert "Cautiously Optimistic" About Trump.**

Politico (2/24, Quigley) reports that Utah Gov. Gary Herbert, "who rescinded his endorsement of Donald Trump in October, said he is 'cautiously optimistic' about Trump and believes the new president is surrounding himself with a talented team." Herbert "said he was impressed with Trump's picks of Mike Pence for vice president, Scott Pruitt for EPA administrator, Rep. Ryan Zinke for secretary of the interior and former Gov. Rick Perry for secretary of energy." Herbert said, "I think we see who he's putting around him are really good, talented people who've been successful in life and bring a certain perspective to the table. I think is going to help."

### **Additional Reading.**

- *Scott Pruitt's First EPA Speech Gets A D+/C- From Environmental Academics.* Newsweek. (2/25, Dicamillo)
- *Emails Expose EPA Chief Scott Pruitt's Ties To Oil And Gas Companies.* International Business Times. (2/24)

## **BROWNFIELDS/SUPERFUND/OTHER CLEANUPS**

### **EPA Extends Coal Mine Cleanup Rule Public Comment Period.**

The AP (2/25, Brown) reported the Environmental Protection Agency "has delayed consideration of a proposal to require companies to prove they have the financial wherewithal to clean up polluted mining sites" for four months to gather additional public commentary. EPA Administrator Pruitt explained, "By extending this comment period, we are demonstrating that we are listening to miners, owners and operators all across America and to all parties interested in this important rule." The agency said it still intends "to meet the court-ordered" December 2017 deadline to finalize the rule.

### **Local TV Coverage: Mine Pollution Cleanup.**

KZJO-TV 📺 Seattle (2/25, 10:03 a.m. EST) reported, "The Environmental Protection Agency has delayed a proposal that would require mining companies to show they can pay for pollution cleanup so taxpayers are not stuck with the bill. From 2010 to 2014 the EPA spent more than a billion dollars on clean up work at sites across the US. In the past some companies have avoided cleanup by declaring they will allow for public longer comment period on this issue."

### **MT: Residents Accuse EPA Of Botched Arsenic Clean-Up.**

The AP (2/24, Volz) reported Montana landowners are accusing the federal government of botching the environmental cleanup of the Anaconda smelter. They claim the EPA's determination of safe arsenic levels in their soil is "arbitrary," and worry it is unsafe. The residents are suing Atlantic Richfield, the company that owned the smelter, to pay for "the removal and replacement of all their soil to a depth of 2 feet, and permeable barriers installed underground to keep arsenic in the shallow groundwater from flowing onto their property."



## **Additional Reading.**

- *DEC Hearing Reviews Schenectady Superfund Site.* Albany (NY) Times Union. (2/25)
- *LeBrun: Hoosick Falls PFOA Settlement Choice Reaches Beyond Small Community.* Albany (NY) Times Union. (2/25, LeBrun)

## **ENERGY**

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### **Nevada Senator, Energy Groups Worry About Pruitt's Impact On Clean Energy.**

The Las Vegas Sun (2/24, Akers) reported Nevada Senator Catherine Cortez Masto and local clean energy advocates worry that the Environmental Protection Agency under Scott Pruitt may negatively impact the state's "clean energy future." Cortez Masto called on the groups to "push back and use all voices," and noted that the state may have to move forward on renewable energy without federal support.

### **Experts Discuss Pros And Cons Of 100% Renewable Energy Commitment For Massachusetts.**

The Boston Globe (2/24, Laidler) provided arguments for and against Massachusetts' committing to 100% renewable energy in the future. State Rep. Sean Garballey argues that scientific consensus on global warming and new technologies should spur the state to set a "goal of deriving all energy from renewable sources by 2050." He suggests the target "would spur job creation, protect our natural resources, and reduce our carbon footprint." Beacon Hill Institute president David G. Tuerck warns that pushing for 100% renewable energy would "sacrifice the interests of Massachusetts residents to...the questionable idea of man-made global warming." He believes it is an unattainable goal, and cites research suggesting that a smaller reduction in emissions would be equally effective at fighting climate change.

### **WSJournal: Carbon Tax Would Be A Disaster For Trump.**

In an editorial, the Wall Street Journal (2/24) argued against a carbon tax, suggesting it would hurt the economy and provide little environmental benefit. The Journal claimed that the tax would be better than regulation or a cap-and-trade system, but would have to be offset by lower taxes overall that are not likely to happen. The editorial concludes that passing such a tax would be a disaster for the Trump Administration, and urges Trump to look elsewhere to lower emissions.

### **MIT Research VP Discusses Targeting Coal Emissions Without Hurting Coal Communities.**

In a Washington Post (2/24, Zuber) op-ed, Massachusetts Institute of Technology vice president for research and Chair of the National Science Board Maria T. Zuber argued that "the move to clean energy is imperative," but suggested that it can be done without hurting coal communities. Zuber outlined several suggestions for reducing the impact of coal as an energy source, including researching "carbon capture and storage technology" and finding "new ways to make coal useful" in other industries. She also calls for a commitment "to helping the workers and communities that are hurt when coal mines and coal plants reduce their operations or shut down."

### **ClearPath CEO Criticizes LCV Scorecard Of Republicans.**

The "Morning Energy" blog of Politico (2/24) reported "ClearPath Action CEO Jay Faison said the League of Conservation Voters annual scorecard unfairly excluded votes on Republican-led proposals bolstering advanced nuclear power, clean coal technologies and hydropower to

artificially tamp down” the scores of Republican lawmakers. In a statement Faison said, “The cherry picking is clearly designed to produce starkly partisan results, reflecting a bias against many of the most effective clean energy strategies available to pragmatic policymakers.”

### **Consultant: To Create Jobs, US Should Back Wind Energy, Curb Regulations On Bioproducts.**

Energy industry consultant Denise Bode writes for The Hill (2/25) in its “Pundits Blog” that “phenomenal growth” in US wind turbine manufacturing has been driven by the need to manufacture major components close to installation sites. More than 500 factories build wind-related parts in 43 states, supporting more than 25,000 manufacturing employees while more than 100,000 Americans work in wind energy across all states. Biomanufacturing US corn into renewable bioproducts ranging from personal care, coatings, adhesives, biochemicals and plastics account for more than 77,000 jobs nationally, paying more than \$80,000 per year on average. Bode argues that rolling back regulations and taxes will drive more job growth. Bode urges the EPA to drop permitting requirements for bioproduct manufacturers “because the carbon being released from processing crops is simply carbon that was captured when the crops grew earlier in the year.”

### **Coal Industry Voices Concern About Greenhouse Gas Emissions.**

The New York Times (2/26, Krauss) reports that the nation’s three largest coal producers, Cloud Peak Energy, Peabody Energy, and Arch Coal, in a bid to “shore up their struggling industry” are “voicing greater concern about greenhouse gas emissions.” In an effort to “frame a new image for coal as a contributor, not an obstacle, to a clean-energy future,” executives from the companies “are going so far as to make common cause with some of their harshest critics, including the Natural Resources Defense Council and the Clean Air Task Force,” and “lobbying for a tax bill to expand government subsidies to reduce the environmental impact of coal burning.”

*Scholar Discusses Targeting Coal Emissions Without Hurting Coal Communities.* In a Washington Post (2/24, Zuber) op-ed, Massachusetts Institute of Technology vice president for research and Chair of the National Science Board Maria T. Zuber argues that “the move to clean energy is imperative,” but suggests that it can be done without hurting coal communities. Zuber outlines several suggestions for reducing the impact of coal as an energy source, including researching “carbon capture and storage technology” and finding “new ways to make coal useful” in other industries. She also calls for a commitment “to helping the workers and communities that are hurt when coal mines and coal plants reduce their operations or shut down.”

### **Minnesota City To Seek Public Input On Emission Reduction Plan.**

The Minneapolis Star Tribune (2/25, Van Berkel) reported St. Paul “is launching an effort to come up with a Climate Action Plan that provides a feasible path to reduce” greenhouse gas emissions. The city’s “goal is to be carbon neutral by 2050,” but officials will seek residents’ input on ways to reduce emissions “over the next few months” in a series of public meetings on a variety of topics.

## **ENFORCEMENT**

### **Local TV Coverage: Salmon Preservation Lawsuit.**

KOMO-TV 📺 Seattle (2/24, 9:16 a.m. EST) reported, “A new effort to save the northwest salmon, environmental and fishing groups will take the government to court. A lawsuit filed in Seattle calls

on the EPA to create temperature limits on the Columbia River system. The suit says giant dams warm the water in the summer, which poses a threat to the salmon and steelhead."

## OTHER NEWS

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### **Spicer Says Questions About Paris Climate Deal Should Go To Tillerson.**

The "Morning Energy" blog of [Politico](#) (2/24) reported White House press secretary Sean Spicer deferred on a question about the Paris climate deal. When asked about the deal, Spicer said, "I will leave that to Secretary [Rex] Tillerson. That's a conversation that he's having with him as far as where we are on that."

## RULES/REGULATIONS/POLICY

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### **Trump To Roll Back High-Profile Obama Environmental Regulations.**

The [Wall Street Journal](#) (2/24, Harder) reported President Trump will sign two executive orders repealing a water regulation and a rule cutting carbon emissions from power plants. The first may be signed as early as Monday, as part of Trump's attempt to roll back the previous administration's high-profile environmental regulations.

***Pruitt Says EPA Will Roll Back Obama-Era Regulations.*** [Bloomberg News](#) (2/25, Dlouhy) reported EPA Administrator Pruitt "unveiled plans to roll back at least three Obama-era rules at the EPA while vowing to give businesses 'regulatory certainty.'" at the Conservative Political Action Conference on Saturday. Pruitt accused the previous administration of being too "focused on climate change" at the cost of "other priorities." [The Hill](#) (2/25, Greenwood) said "Pruitt blamed the Obama administration for failing to tackle more state-based environmental issues, such as a decades-old water quality issues in Oregon tied to a nuclear facility in Washington." He added that "some regulations that in the near term need to be rolled back in a very aggressive way." He added, "I think maybe next week, you may be hearing about some of those."

***WPost: Trump Must Have Alternative In Place Before Repealing Obama-Era Environmental Rules.*** In an editorial, the [Washington Post](#) (2/25) argued that "Republicans must have a believable alternative plan ready that would reduce emissions as much or more than current regulations would" if they plan to repeal Obama-era environmental rules. The Post warned that Trump's rush to fight regulations could hurt "accelerating global efforts to fight emissions collectively." Some conservatives have proposed replacing "EPA climate rules with a substantial carbon tax," the Post explained, adding, "This is what conservative governing looks like. What do Mr. Trump and the rest of his party want to do?"

### **California Democrats Introduce Measures To Protect Obama-Era Environmental Policy.**

According to [Reuters](#) (2/23, Carroll), Democratic state senators in California introduced the "Preserve California" package of bills Thursday that would ensure future federal policies do not "encroach on our far-reaching progressive [environmental] policies," said state Senate Leader Kevin de León in a press conference. The measures will make existing Obama-era federal regulations on clean air, water, and endangered species enforceable by state law and prevent the sale of federal lands to oil companies. [E&E Publishing](#) (2/23) reports that De León cited the newly appointed EPA Administrator, Scott Pruitt, as motivation for his bill.

### **NC Withdraws From CPP Lawsuit.**

The "Morning Energy" blog of [Politico](#) (2/24) reported North Carolina "has withdrawn itself from the Clean Power Plan lawsuits still pending before the D.C. Circuit Court of Appeals, a consequence of Democrat Roy Cooper's win." Cooper, as attorney general, "declined to sue EPA over the climate rule, so Republican Gov. Pat McCrory sued via the state Department of Environmental Quality." Cooper is now governor and "he has the power to withdraw DEQ from the suit." Politico added that "26 states are still party to the action, along with the myriad businesses and trade groups."

### **Sierra Club Threatens To Sue EPA Over Lack Of RFS Program Analyses.**

The "Morning Energy" blog of [Politico](#) (2/24) reported the Sierra Club threatening to sue the EPA "over what it said was a failure to produce legally required analyses of the air and environmental impacts of the Renewable Fuel Standard program." In a statement staff attorney Devorah Ancel said, "It is unlawful for the EPA to so blatantly disregard its own rules and mandates when it comes to protecting our communities and environment." The agency "hasn't filed an air impact analysis in three years or an environmental impact in six years, the group said."

***Fuel Station Industry Insider: Changing RFS Will Hurt Consumers, Increase Gas Prices.*** In an op-ed in [The Hill](#) (2/24, Rawers, Contributor), Director of Fuel Procurement at Chronister Oil Company Bryce Rawers warned against refiners' push to change the Renewable Fuel Standard rules. Rawers claims the RFS "has lowered the cost of gasoline and diesel, supported domestic agricultural products, improved air quality by reducing emissions, and reduced our nation's reliance on foreign oil." He argued that changing the rules would "discourage the use of renewable fuel and punish the companies that have played by the rules over the last decade," and increase gasoline prices for consumers, and calls on EPA Administrator Pruitt to "preserve the RFS and ensure it continues to work as intended."

### **Safety Advocates Frustrated With GOP Proposal To Rescind Chemical Facility Bill.**

[Bloomberg BNA](#) (2/24, Pearson) reported that Republicans have proposed a bill that would "undo years of work by the Environmental Protection Agency on a plan to more closely track and monitor high-risk chemical facilities." Key Democrats are "silent so far," although they are expected to put forth an active opposition against the resolution if Republicans move for a vote. Moreover, "frustrated safety advocates" say that "taking up the resolution to block what they characterize as modest new rules could waste floor time better suited for other issues and burn bridges with lawmakers whose support will be needed for major legislation like infrastructure or tax reform."

## **WATER INFRASTRUCTURE**

### **Additional Reading.**

- ***Snyder Advisor Believes \$20M In Past Flint Water Loans Will Be Forgiven.*** [MLive \(MI\)](#). (2/24)
- ***Arsenic Levels Double Safe Limit In Warner Springs School Water.*** [KNSD-TV](#). San Diego (2/27)

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## EPA Daily News Briefing

Bulletin  
INTELLIGENCE

**TO: ADMINISTRATOR AND SENIOR EXECUTIVES**

**DATE: FRIDAY, FEBRUARY 24, 2017 7:00 AM EST**

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- Daines Says Action On CPP Roll Back To Happen "Imminently." (POLITICO)
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- EPA Says Fee Rule For Chemical Makers To Be Released Soon. (BLOOMBNA)

## **WATER INFRASTRUCTURE**

- Small California Community Faces Water Crises Of Its Own. (WESAFM)

## **ADMINISTRATOR**

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### **Media Analyses: Released Emails Show Close Ties Between Pruitt, Energy Industry.**

The Wall Street Journal (2/23, Harder, Ailworth) reports that thousands of emails were released earlier this week by order of a state judge showing close contact between Scott Pruitt as Oklahoma's attorney general with oil and natural gas companies. The emails could bolster concerns of conflict of interest by Pruitt's critics.

Bloomberg BNA (2/24, Stecker) reports that former EPA official Dina Kruger, who has experience working under Presidents Clinton, Bush, and Obama, said that the e-mails showing oil and gas companies "inserted their views into the attorney general's talking points" may not be a "radical departure from previous administrations." Kruger claims that climate change documents developed in the George W. Bush administration commonly used industry language. Some have drawn a comparison between Pruitt's communication with industry to McCarthy's communication with environmental advocates.

The AP (2/23, Biesecker, Causey) highlights one set of e-mails in which Pruitt's executive assistant emailed a lobbyist for American Electric Power asking when power would be restored to the Pruitt's home following a storm-induced outage. Following the email exchange, an AEP work crew "soon arrived" at the Pruitt home.

### **Bipartisan Group Of Senators Ask Pruitt To Leave RFS Obligation In Place.**

The "Morning Energy" blog of Politico (2/23) reported "a bipartisan group of four senators" on Wednesday sent a letter to EPA administrator Scott Pruitt asking him "to leave the Renewable Fuel Standard obligation where it is." The senators "said making a change to the point of obligation would create administrative burden for EPA and 'needlessly inject uncertainty into the fuels market and deter future investments in biofuels.'"

## **BROWNFIELDS/SUPERFUND/OTHER CLEANUPS**

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### **EPA To Hold Public Sessions On Portland Harbor Superfund Cleanup.**

The Portland (OR) Business Journal (2/23) reports that "at the request of community groups and stakeholders," the EPA will hold three community sessions to discuss the Portland Harbor Superfund cleanup plan in March.

## **ENERGY**

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### **Exxon's New CEO Endorses Carbon Tax.**

Bloomberg News (2/23, Carroll) reports new head of ExxonMobil CEO Darren Woods is calling for a carbon tax in his first blog post since succeeding Rex Tillerson last month. Woods said a revenue-neutral carbon tax "would promote greater energy efficiency and the use of today's lower-carbon options, avoid further burdening the economy, and also provide incentives for markets to develop additional low-carbon energy solutions for the future." Woods' comments mirror statements made

by Tillerson and is a “continuation of a long-standing corporate policy” implemented during Tillerson’s leadership. The Washington Examiner (2/23, Langille) also reports.

***DMN Expresses Support For “Market-Based Carbon Reduction Approaches.”*** In an editorial supportive of a recently proposed tax on carbon emissions by former Republican cabinet officials, the Dallas Morning News (2/23) writes “market-based green-energy plans work, and lawmakers need only look to Texas, a fossil fuel intensive state, for evidence.” Under “former Gov. Rick Perry’s renewable energy policies,” the state “attracted billions of dollars in clean energy investments and created jobs that pay salaries that can support a family.” Texas leads the US “in wind power and capacity; if it were a country, it would rank about sixth worldwide as a wind energy producer.” The editorial asks, “Fossil-fuel lover Rick Perry made Texas greener with wind, so why not try it in Washington?” Conservatives who are “skeptical” should “be embracing smart, market-based carbon reduction approaches built on choices and options. And they need to do it now before it is too late.”

## **ENFORCEMENT**

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### **Rep. Lamar Calls On EPA To Rescind Pebble Mine Decision.**

The Alaska Public Radio Network (2/23, Bendinger) reports that Rep. Lamar Smith, chairman of the House Committee on Science, Space, and Technology, wrote a letter to EPA Administrator Scott Pruitt asking that the agency “rescind its 2014 veto of the Pebble Mine.” Rep. Smith “has made the agency’s work in Bristol Bay a top priority of the oversight committee,” and has previously described the EPA’s veto of the Pebble Mine project as “unprecedented,” “biased” and based on “questionable science.”

E&E Publishing (2/22) reports that Rep. Smith wrote, “This simple action will allow a return to the long-established Clean Water Act permitting process and stop attempts by the EPA to improperly expand its authority.”

### **Conservation Groups Sue EPA To Compel Protections For Wild Salmon.**

Reuters (2/23, Zuckerman) reports that US fishing and conservation groups filed a lawsuit against the EPA on Thursday over increased protections for wild salmon, making it the “first court case brought against the EPA under President Donald Trump’s newly confirmed chief of the agency, Scott Pruitt.” The lawsuit seeks to compel the agency to require dam operators in the Northwest to “control river flows in such a way as to keep water temperatures cool enough for the salmon to survive.”

## **OTHER NEWS**

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### **FERC Releases Update To Environmental Reporting Guidance That Includes Greenhouse Gas Emissions.**

Bloomberg News (2/22, Traywick) reports that FERC on Wednesday posted a new manual on environmental reporting which advises project developers to include potential greenhouse-gas emissions in their applications. The update on 2002 guidance “comes just in time for President Donald Trump to potentially kill it.” The timing of the revised manual has “no special significance” and was part of a “very large, comprehensive, and detailed effort” by FERC staff, agency spokeswoman Tamara Young-Allen said Wednesday. Young-Allen said the aim is to improve the “overall quality and consistency” of information submitted by project developers, emphasizing that the manual is guidance only and “imposes no new legal obligations.”



## **RULES/REGULATIONS/POLICY**

### **Business Roundtable Urges Trump Administration To Cut CPP, WOTUS, Ozone Rules.**

E&E Publishing (2/23, Reilly) reports that the Business Roundtable, an association of top U.S. executives, sent a letter to the "National Economic Council Director Gary Cohn listing the National Ambient Air Quality Standards, Clean Power Plan and Waters of the U.S. rules as their top priorities for review." The priorities were identified after the group conducted a survey of its members and received feedback with recommendations on how to mitigate the rules' impacts. The Clean Power Plan, "the roundtable said, should be recrafted to address concerns about EPA overreach and infringement on states' authority. It should provide maximum flexibility for compliance."

### **North Carolina Files Motion To Withdraw From Lawsuit Against Clean Power Plan.**

E&E Publishing (2/23, Reilly) reports that the North Carolina Department of Environmental Quality filed a motion to voluntarily leave the "massive litigation over the Obama administration's signature climate change policy." The state's motion did not give details regarding the withdrawal, although the article notes that "since filing the litigation, voters in the state elected a Democrat, Ray Cooper, to be governor," and there is also a Democratic attorney general in office.

### **Daines Says Action On CPP Roll Back To Happen "Imminently."**

The "Morning Energy" blog of Politico (2/23) reported Sen. Steve Daines on Wednesday "told the Montana House in a speech" that he had "been assured we will see movement imminently" to "roll back the Clean Power Plan by the Trump administration."

### **EPA "Flooded" With Comments On Biofuels Rule Change.**

Reuters (2/23, Prentice) reports the EPA was "flooded" with public comments over its plan to shift the Renewable Fuel Standard point of obligation. The EPA's proposal would "deny requests from refiners to tweak the U.S. Renewable Fuel Standard (RFS) by pushing the compliance burden further downstream." Reuters says all sides are now "seizing the opportunity to test President Donald Trump's commitment to the program."

### **California Democrats Introduce Measures To Protect Obama-Era Environmental Policy.**

According to Reuters (2/23, Carroll), Democratic state senators in California introduced the "Preserve California" package of bills Thursday that would ensure future federal policies do not "encroach on our far-reaching progressive [environmental] policies," said state Senate Leader Kevin de Leon in a press conference. The measures will make existing Obama-era federal regulations on clean air, water, and endangered species enforceable by state law and prevent the sale of federal lands to oil companies.

Additional coverage was provided by Politico (2/23, Siders), the Los Angeles (CA) Times (2/23, Megerian), the San Francisco (CA) Chronicle (2/23, Gutierrez), and the Sacramento (CA) Bee (2/23, Koseff).

## **TOXICS/TSCA**

### **EPA Strained By Backlog Of Chemicals Needing Approval.**

Bloomberg BNA (2/23, Rizzuto) reports that the EPA is working to address a backlog of chemicals needing approval that has nearly doubled in the past eight months. Some chemical industry

representatives who previously “found the EPA to be fairly predictable and reasonably quick in its reviews, are saying it is no longer predictable or quick.”

### **EPA Says Fee Rule For Chemical Makers To Be Released Soon.**

Bloomberg BNA (2/23, Rizzuto) reports that the EPA’s chemical reform bill allowed the agency to collect industry fees of up to \$25 million to be used to reimburse the agency’s Office of Pollution Prevention and Toxics for costs incurred. A senior EPA official said that a proposed rule detailing these fees chemical manufacturers and processors would pay should be released in the coming months.

## **WATER INFRASTRUCTURE**

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### **Small California Community Faces Water Crises Of Its Own.**

WESA-FM Pittsburgh (2/22) reports that Flint is not the only city with difficulties ensuring safe drinking water. Kettleman City, California has also “been dealing with unsafe drinking water for years” as a result of oil drilling contamination. The city is supposed to get a new treatment plant by next year using state and federal funds, although “some wonder if the federal piece will come through in the new administration.”

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## EPA Daily News Briefing

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**TO: ADMINISTRATOR AND SENIOR EXECUTIVES**

**DATE: WEDNESDAY, FEBRUARY 22, 2017 7:00 AM EST**

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- Silverstein: Industry Support Critical For Implementing A Carbon Tax. (FORBES)
  - Kotchen: Trump Administration Should Consider Carbon Tax. (TIME)
- Scholar: Paris Climate Agreement "A Self-inflicted Wound." (HILL)
- Northeastern States Urged To Take On Mantle Of Climate Leadership. (BOSGLOBE)

## **RULES/REGULATIONS/POLICY**

- Trump Administration Prepares "Review" Of Clean Power Plan. (EEPUB)
- Sources: Trump Set To Issue Orders On Emissions, Waterways Rules. (HILL, REU)
- Trump Reaffirms Support For Ethanol Industry. (HILL, BLOOM, REU)
- Automakers Ask Pruitt To Reopen Review Of Obama-Era Fuel Economy Standards. (BLOOM, WSJ, REU)
  - Scholar Urges Replacement Of CAFE Standards. (HILL)
- Shughart: EPA Regulations Should Be Starting Place For Trump's Regulatory Rollback. (PHILLY)

## **ADMINISTRATOR**

### **Pruitt: EPA Will Adhere To Rule Of Law, Respect States' Rights.**

Newly-installed EPA Administrator Scott Pruitt told agency employees Tuesday that "under his leadership the agency once again will adhere to the rule of law and will respect states' rights," the Washington Times (2/21, Wolfgang) reports. Pruitt, who as Attorney General of Oklahoma "often clashed with the agency in court as he challenged former President Obama's climate-change agenda," told EPA workers in Washington that Federal environmental regulations "often have been unnecessarily cumbersome and expensive, and have created confusion rather than clarity." Said Pruitt, "Regulations ought to make things regular. Regulators exist to give certainty to those they regulate. ... I seek to ensure that we engender the trust of those at the state level, that those at the state level see us as partners...and not as adversaries." The Hill (2/21, Cama) reports that while the Trump administration is expected to sign executive orders to begin undoing Obama-era regulations, Pruitt did not discuss specific plans for those rules or others, and instead "outlined the principles he wants to guide his time at the EPA." Reuters (2/21, Gardner) reports that Pruitt said he believes "we as an agency, and we as a nation, can be both pro-energy and jobs, and pro-environment." Bloomberg News (2/21, Dlouhy) reports that Pruitt's speech was an attempt to "convince skeptical federal employees that a refashioned agency can remain effective." Pruitt, who believes in a "cooperative federalism" approach that gives states a larger role in environmental protection, argued that the agency can do a better job of combating pollution by focusing on its core functions.

The Wall Street Journal (2/21, Harder) reports that the speech only lasted about ten minutes and did not touch on the controversial issues that arose during his confirmation process. Politico (2/21, Guillén, Wolff) described Pruitt's remarks as "conciliatory" but said he made clear that "he plans a sharp departure from the Obama administration's strategy and will emphasize cooperation with industry." The Washington Post (2/21, Dennis, Mooney) reports that Pruitt focused on his pledge to work closely with states, it remains to be seen how cooperative some states will be in any attempt to undo Obama administration environmental regulations considering "states such as Massachusetts, New York and California [are] likely to oppose such efforts through state-level lawsuits much like the ones that Pruitt himself participated in against Obama's EPA."

Meanwhile, the Los Angeles Times (2/21) reports that some EPA employees felt even more "rattled" after hearing Pruitt's speech about the new direction of the EPA. In a recent interview with the Wall Street Journal, Pruitt "suggested...that the EPA, which has taken the lead in federal efforts to regulate greenhouse gases, may not even be equipped to be playing much of a role at all."

### **Op-Ed Defends Trump Administration's Relationship With "Climate Change Science."**

In an op-ed in the Washington Times, (2/21, Sadar) Anthony J. Sadar, a Certified Consulting Meteorologist, defends the contentious relationship the Trump administration and the new head of

the EPA, Scott Pruitt, have had with “climate change science.” Sadar argues against those that claim climate change is a “settled science,” and instead says that like all science, it can “certainly be influenced by politics or, essentially, ideology.”

### **West Virginia Lawmakers Warmly Welcome New EPA Chief.**

An editorial in the West Virginia Record (2/21) reflects on the novelty of having West Virginia’s lawmakers praise the new EPA Administrator after years of contentious relationships between the Mountain state’s lawmakers and the EPA’s previous administrators, Gina McCarthy and her predecessor Lisa Jackson. Since Scott Pruitt has been confirmed, Senators Joe Manchin and Shelley Moore Capito, Representative Evan Jenkins, and State Attorney General Patrick Morrisey have all said nice things about the new EPA chief. According to Sen. Manchin, “Pruitt knows that I believe it is important that the EPA is working with states like West Virginia, not against us.”

### **Additional Reading.**

- *Pruitt Wants 24/7 Bodyguards.* Greenwire. (2/20)
- *Op-Ed: Scott Pruitt Laid Out A Vision For The EPA That Contradicts Its Mission.* Forbes. (2/21)

## **BROWNFIELDS/SUPERFUND/OTHER CLEANUPS**

### **Hoosick Falls Agrees To \$1M Settlement For PFOA Contamination.**

The Bennington (VT) Banner (2/21, Damon) reports that the village of Hoosick Falls has agreed to a \$1.045 million settlement with Honeywell International and Saint-Gobain “for out-of-pocket expenses” related to PFOA contamination in the local drinking water. A previous agreement for \$850,000 had already been rejected at a public meeting last month. The new agreement “has been revised to ensure the village retains its right to pursue any other claims.”

### **Local TV Coverage: Tulsa Brownfields Clean Up.**

KOKI-TV 📺 Tulsa, OK (2/21, 6:18 p.m. EST) reported, “The City of Tulsa planned a public meeting to update you about efforts to clean up contaminated property. We told you in July the EPA announced Tulsa would get a \$300,000 grant to address hazardous sites. Brownfields areas are contaminated by hazardous materials, pollutants, or contaminants. In January we told you phase 1 of the cleanup finally began, and once all the contaminants are removed it will be suitable for investors to develop that land. They say the clean up would cost about \$700,000.”

### **Additional Reading.**

- *Even Trump Can Agree That Polluters And Not Taxpayers Should Pay To Clean Up Our Mines.* The Hill. (2/21, Squillace, Contributor)
- *EPA Seeks Dismissal Of Mine Spill Lawsuit Claims.* Farmington (NM) Daily Times. (2/21, Smith)

## **INTERNATIONAL**

### **Additional Reading.**

- *Thai Leader Says Impact Of Coal Plant To Be Studied Again.* Washington (DC) Times (2/21).

## **OTHER NEWS**

### **Perry, Zinke To Receive Senate Vote After Presidents Day Break.**

The "Morning Energy" blog of [Politico](#) (2/21) reported that both Energy secretary nominee Rick Perry and Interior secretary nominee Ryan Zinke "will have to wait another week for Senate action on their nominations." Zinke will receive "a cloture vote on Feb. 27 once the Senate returns from its Presidents Day break." Perry nomination will be the second "considered after the Senate finishes up with Zinke's, but if the former Texas governor is frustrated by the delays he isn't showing it on social media." Perry "posted pictures of him shooting a very large rifle and at a coffee shop in Round Top, Texas over the last couple of days."

***Industry Concerned About DOE Programs That May Be Cut.*** [Greenwire](#) (2/21, Yachnin) reports a "growing chorus" of energy industry leaders "is warning that squeezing the Department of Energy's finances could stall a push to modernize the nation's sprawling electric grid and nuclear fleet." The new administration has made "repeated pledges" to "scale back federal agencies...sparking rumors about DOE renewable energy, efficiency and nuclear physics and scientific computing programs" cut. While "expectations are high" that Republicans in Congress "and the Trump administration will push for cuts to some DOE programs," it is "unclear how deep the cuts will be, what Congress will pass and whether" former Perry "will push back." Perry, during his confirmation hearing, "discussed the benefit of DOE programs during his confirmation hearing" and vowed "to defend the agency's work if confirmed." Boundary Stone co-founder Jeff Navin said the budget is the first "real test" of whether the president "defers to his Cabinet appointees on funding or listens to White House officials who have called for deep cuts."

### **Silverstein: Industry Support Critical For Implementing A Carbon Tax.**

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## **RULES/REGULATIONS/POLICY**

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## EPA Daily News Briefing

Bulletin  
INTELLIGENCE

Online version available at [epa.bulletinintelligence.com](http://epa.bulletinintelligence.com)

**TO: ADMINISTRATOR AND SENIOR EXECUTIVES**  
**DATE: WEDNESDAY, FEBRUARY 22, 2017 7:00 AM EST**

### TODAY'S EDITION

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## ADMINISTRATOR:

**Pruitt: EPA Will Adhere To Rule Of Law, Respect States' Rights.** Newly-installed EPA Administrator Scott Pruitt told agency employees Tuesday that "under his leadership the agency once again will adhere to the rule of law and will respect states' rights," the Washington Times (2/21, Wolfgang) reports. Pruitt, who as Attorney General of Oklahoma "often clashed with the agency in court as he challenged former President Obama's climate-change agenda," told EPA workers in Washington that Federal environmental regulations "often have been unnecessarily cumbersome and expensive, and have created

confusion rather than clarity." Said Pruitt, "Regulations ought to make things regular. Regulators exist to give certainty to those they regulate. ... I seek to ensure that we engender the trust of those at the state level, that those at the state level see us as partners...and not as adversaries." The Hill (2/21, Cama) reports that while the Trump administration is expected to sign executive orders to begin undoing Obama-era regulations, Pruitt did not discuss specific plans for those rules or others, and instead "outlined the principles he wants to guide his time at the EPA." Reuters (2/21, Gardner) reports that Pruitt said he believes "we as an agency, and we as a nation, can be both pro-energy and jobs, and pro-environment." Bloomberg News (2/21, Dlouhy) reports that Pruitt's speech was an attempt to "convince skeptical federal

employees that a refashioned agency can remain effective.” Pruitt, who believes in a “cooperative federalism” approach that gives states a larger role in environmental protection, argued that the agency can do a better job of combating pollution by focusing on its core functions.

The Wall Street Journal (2/21, Harder) reports that the speech only lasted about ten minutes and did not touch on the controversial issues that arose during his confirmation process. Politico (2/21, Guillén, Wolff) described Pruitt’s remarks as “conciliatory” but said he made clear that “he plans a sharp departure from the Obama administration’s strategy and will emphasize cooperation with industry.” The Washington Post (2/21, Dennis, Mooney) reports that Pruitt focused on his pledge to work closely with states, it remains to be seen how cooperative some states will be in any attempt to undo Obama administration environmental regulations considering “states such as Massachusetts, New York and California [are] likely to oppose such efforts through state-level lawsuits much like the ones that Pruitt himself participated in against Obama’s EPA.”

Meanwhile, the Los Angeles Times (2/21) reports that some EPA employees felt even more “rattled” after hearing Pruitt’s speech about the new direction of the EPA. In a recent interview with the Wall Street Journal, Pruitt “suggested...that the EPA, which has taken the lead in federal efforts to regulate greenhouse gases, may not even be equipped to be playing much of a role at all.”

### **Op-Ed Defends Trump Administration’s Relationship With “Climate Change Science.”**

In an op-ed in the Washington Times, (2/21, Sadar) Anthony J. Sadar, a Certified Consulting Meteorologist, defends the contentious relationship the Trump administration and the new head of the EPA, Scott Pruitt, have had with “climate change science.” Sadar argues against those that claim climate change is a “settled science,” and instead says that like all science, it can “certainly be influenced by politics or, essentially, ideology.”

### **West Virginia Lawmakers Warmly Welcome New EPA Chief.**

An editorial in the West Virginia Record (2/21) reflects on the novelty of having West Virginia’s lawmakers praise the new EPA Administrator after years of contentious relationships between the Mountain state’s lawmakers and the EPA’s previous administrators, Gina McCarthy and her predecessor Lisa Jackson. Since Scott Pruitt has been confirmed, Senators Joe Manchin and Shelley Moore Capito, Representative Evan Jenkins, and State Attorney General Patrick Morrisey have all said nice things about the new EPA chief. According to Sen. Manchin, “Pruitt knows that I believe it is important that the EPA is working with states like West Virginia, not against us.”

### **Additional Reading.**

- *Pruitt Wants 24/7 Bodyguards.* Greenwire. (2/20)
- *Op-Ed: Scott Pruitt Laid Out A Vision For The EPA That Contradicts Its Mission.* Forbes. (2/21)

## **BROWNFIELDS/SUPERFUND/OTHER CLEANUPS:**

### **Hoosick Falls Agrees To \$1M Settlement For PFOA Contamination.**

The Bennington (VT) Banner (2/21, Damon) reports that the village of Hoosick Falls has agreed to a \$1.045 million settlement with Honeywell International and Saint-Gobain “for out-of-pocket expenses” related to PFOA contamination in the local drinking water. A previous agreement for \$850,000 had already been rejected at a public meeting last month. The new agreement “has been revised to ensure the village retains its right to pursue any other claims.”

### **Local TV Coverage: Tulsa Brownfields Clean Up.**

KOKI-TV Tulsa, OK (2/21, 6:18 p.m. EST) reported, “The City of Tulsa planned a public meeting to update you about efforts to clean up contaminated property. We told you in July the EPA announced Tulsa would get a \$300,000 grant to address hazardous sites. Brownfields areas are contaminated by hazardous materials, pollutants, or contaminants. In January we told you phase 1 of the cleanup finally began, and once all the contaminants are removed it will be suitable for investors to develop that land. They say the clean up would cost about \$700,000.”

### **Additional Reading.**

- *Even Trump Can Agree That Polluters And Not Taxpayers Should Pay To Clean Up Our Mines.* The Hill. (2/21, Squillace, Contributor)
- *EPA Seeks Dismissal Of Mine Spill Lawsuit Claims.* Farmington (NM) Daily Times. (2/21, Smith)

## **INTERNATIONAL:**

### **Additional Reading.**

- *Thai Leader Says Impact Of Coal Plant To Be Studied Again.* Washington (DC) Times (2/21).

## **OTHER NEWS:**

### **Perry, Zinke To Receive Senate Vote After Presidents Day Break.**

The “Morning Energy” blog of Politico (2/21) reported that both Energy secretary nominee Rick Perry and Interior secretary nominee Ryan Zinke “will have to wait another week for Senate action on their nominations.” Zinke will receive “a cloture vote on Feb. 27

once the Senate returns from its Presidents Day break.” Perry nomination will be the second “considered after the Senate finishes up with Zinke’s, but if the former Texas governor is frustrated by the delays he isn’t showing it on social media.” Perry “posted pictures of him shooting a very large rifle and at a coffee shop in Round Top, Texas over the last couple of days.”

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## EPA Daily News Briefing

Bulletin  
INTELLIGENCE

**TO: ADMINISTRATOR AND SENIOR EXECUTIVES**

**DATE: FRIDAY, FEBRUARY 17, 2017 7:00 AM EST**

### Holiday Message

In observance of the Washington's Birthday holiday, we will not publish on Monday, February 20, 2017. Service will resume on Tuesday, February 21, 2017. We wish our readers a safe and happy holiday.

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- Gore Hosted Climate, Health Conference In Atlanta. (REU, AP)

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## ADMINISTRATOR

### Senate Votes To Advance Pruitt's Nomination.

The Hill (2/16, Carney) reports that the Pruitt's nomination will advance after the Senate voted 54-46 to advance his confirmation process. Sen. Susan Collins (R-Maine) was the only Republican senator to vote against Pruitt, stating, "His actions leave me with considerable doubts about whether his vision for the EPA is consistent with the agency's critical mission to protect health and the environment." E&E Daily (2/16) reports Senate Environment and Public Works Committee ranking member Tom Carper promised Democrats would use all of their allotted time to oppose Pruitt. C

The Hill (2/16, Henry) reports that "two red-state Senate Democrats," North Dakota Sen. Heidi Heitkamp and West Virginia Sen. Joe Manchin, said they will vote to confirm Scott Pruitt. Support from these two solidifies Pruitt's standing ahead of the confirmation vote on Friday.

Roll Call (2/16, Bowman) reports that Senate Democrats "are planning to once again stage a series of overnight speeches on the Senate floor" in opposition to Pruitt, who is still expected to be confirmed. #HoldTheFloor, a pro-Democratic hashtag about the all-nighter, was trending on Twitter, where tweets were strongly against Twitter and where some were urging Pruitt opponents to contact Sens. Heidi Heitkamp and Joe Manchin, the two Democrats who have said they plan to vote to confirm him.

The Hill (2/16, Greenwood) reports that Sen. McCain (R-Ariz.) will skip the final confirmation vote for Pruitt in order to attend a global security conference in Germany. "I have been going to this conference for 40 years, and I told them months ago that I was going," McCain told Politico.

### EPA Employees Urging Senators To Vote Against Pruitt.

The New York Times (2/16, Davenport) reports that EPA employees "have been calling their senators to urge them to vote on Friday against the confirmation of Scott Pruitt, President Trump's contentious nominee to run the agency, a remarkable display of activism and defiance that presages turbulent times ahead" at the agency. James Thurber of American University's Center for Congressional and Presidential Studies said, "It is rare. I can't think of any other time when people in the bureaucracy have done this." The Huffington Post (2/16) reports, "Retired and former

employees of the Environmental Protection Agency are banding together in rare activism to defend colleagues still working for the agency as fears of deep layoffs, regulatory rollbacks and science suppression spread through the federal ranks.” [Reuters](#) (2/16, Gardner) also provides coverage.

The [Christian Science Monitor](#) (2/16, Wood) reports that amid the turmoil, some “voices at the EPA continue to urge calm.” Bipartisan Policy Center president Jason Grumet noted that the Obama administration “encouraged investment in clean energy, while trying not to ‘mess up’ fossil fuels.” Grumet suggested that perhaps President Trump’s policy would mirror that, stating, “despite encouraging drilling and pipeline construction he may not actively seek to ‘mess up’ the emerging green energy markets.”

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# EPA Daily News Briefing

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INTELLIGENCE

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TO: ADMINISTRATOR AND SENIOR EXECUTIVES  
DATE: FRIDAY, FEBRUARY 17, 2017 7:00 AM EST

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**Holiday Message.** In observance of the Washington's Birthday holiday, we will not publish on Monday, February 20, 2017. Service will resume on Tuesday, February 21, 2017. We wish our readers a safe and happy holiday.

## ADMINISTRATOR:

### Senate Votes To Advance Pruitt's Nomination.

The Hill (2/16, Carney) reports that the Pruitt's nomination will advance after the Senate voted 54-46 to advance his

confirmation process. Sen. Susan Collins (R-Maine) was the only Republican senator to vote against Pruitt, stating, "His actions leave me with considerable doubts about whether his vision for the EPA is consistent with the agency's critical mission to protect health and the environment." E&E Daily (2/16) reports Senate Environment and Public Works Committee ranking member Tom Carper promised Democrats would use all of their allotted time to oppose Pruitt. C

The Hill (2/16, Henry) reports that "two red-state Senate Democrats," North Dakota Sen. Heidi Heitkamp and West

Virginia Sen. Joe Manchin, said they will vote to confirm Scott Pruitt. Support from these two solidifies Pruitt's standing ahead of the confirmation vote on Friday.

Roll Call (2/16, Bowman) reports that Senate Democrats "are planning to once again stage a series of overnight speeches on the Senate floor" in opposition to Pruitt, who is still expected to be confirmed. #HoldTheFloor, a pro-Democratic hashtag about the all-nighter, was trending on Twitter, where tweets were strongly against Twitter and where some were urging Pruitt opponents to contact Sens. Heidi Heitkamp and Joe Manchin, the two Democrats who have said they plan to vote to confirm him.

The Hill (2/16, Greenwood) reports that Sen. McCain (R-Ariz.) will skip the final confirmation vote for Pruitt in order to attend a global security conference in Germany. "I have been going to this conference for 40 years, and I told them months ago that I was going," McCain told Politico.

**EPA Employees Urging Senators To Vote Against Pruitt.** The New York Times (2/16, Davenport) reports that EPA employees "have been calling their senators to urge them to vote on Friday against the confirmation of Scott Pruitt, President Trump's contentious nominee to run the agency, a remarkable display of activism and defiance that presages turbulent times ahead" at the agency. James Thurber of American University's Center for Congressional and Presidential Studies said, "It is rare. I can't think of any other time when people in the bureaucracy have done this." The Huffington Post (2/16) reports, "Retired and former employees of the Environmental Protection Agency are banding together in rare activism to defend colleagues still working for the agency as fears of deep layoffs, regulatory rollbacks and science suppression spread through the federal ranks." Reuters (2/16, Gardner) also provides coverage.

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**From:** U.S. EPA Media Relations [noreply-subscriptions@epa.gov]  
**Sent:** 4/13/2017 5:46:18 PM  
**To:** Munoz, Charles [munoz.charles@epa.gov]  
**Subject:** EPA Launches Back-to-Basics Agenda at Pennsylvania Coal Mine



**CONTACT:**  
[press@epa.gov](mailto:press@epa.gov)

**FOR IMMEDIATE RELEASE**  
April 13, 2017

## **EPA Launches *Back-to-Basics* Agenda at Pennsylvania Coal Mine**

**SYCAMORE, Pa.** – U.S. Environmental Protection Agency Administrator Scott Pruitt visited the Harvey Mine in Sycamore, Pa., today, to meet with coal miners and announce EPA's *Back-to-Basics* agenda. The agenda reinforces Administrator Pruitt's commitment to refocusing EPA on its intended mission, returning power to the states, and creating an environment where jobs can grow.

"What better way to launch EPA's *Back-to-Basics* agenda than visiting the hard-working coal miners who help power America. The coal industry was nearly devastated by years of regulatory overreach, but with new direction from President Trump, we are helping to turn things around for these miners and for many other hard working Americans," **said Administrator Pruitt.** "*Back-to-Basics* means returning EPA to its core mission: protecting the environment by engaging with state, local, and tribal partners to create sensible regulations that enhance economic growth."

Administrator Pruitt spoke with coal miners about the President's recent Energy Independence Executive Order, which directs EPA and other federal agencies to review the Clean Power Plan and revise regulatory barriers that impede energy independence, including unnecessary burdens on coal miners and coal-fired electric utilities.

"We welcome Administrator Pruitt to Southwestern Pennsylvania and are very encouraged by the new Administration's commonsense approach in balancing the need for environmental protection, energy development and economic growth," **said Jimmy Brock, CEO of CNX Coal Resources.**

"The Pennsylvania Coal Alliance looks forward to new direction from the EPA. We are hopeful that Administrator Pruitt will work with to stop the systematic regulatory approach to dismantle industry, and work with us to continue responsible mining and contribute billions to Pennsylvania's economy," **said Rachel Gleason, Executive Director of PA Coal Alliance.**

"Administrator Pruitt's appearance should give confidence to coal communities across the country that the days when our government stands in opposition to them are over and that the appreciation they deserve for securing the nation's energy supply for our manufacturing industries and families is finally at hand," **said Hal Quinn, President and CEO of the National Mining Association.**

In his speech to Pennsylvania miners, Administrator Pruitt explained that EPA's *Back-to-Basics* agenda means returning EPA to its core mission and focusing on greater value and results. EPA will be partnering with states and tribes to ensure a thoughtful approach is used to maximize resources to protect America's air, land, and water.

**EPA'S BACK-TO-BASICS AGENDA**

*Protecting the environment; engaging with state, local and tribal partners; and creating sensible regulations that enhance economic growth.*

- Following the President's Energy Independence Executive Order, Administrator Pruitt signed four notices to review and, if appropriate, to revise or rescind major, economically significant, burdensome rules the last Administration issued. This includes the so-called Clean Power Plan that threatens over 125,000 U.S. jobs.
- EPA is restoring states' important role in the regulation of local waters by reviewing the WOTUS ("waters of the U.S.") rule.
- EPA is clearing the backlog of new chemicals that were waiting approval from EPA, so they can go to market, and companies can innovate and create jobs.
- EPA is helping states achieve high air quality targets, clean up toxic waste sites and improve America's water infrastructure.
- EPA rescinded an unjustified, premature evaluation of greenhouse gas and fuel economy standards for model year 2022-2025 vehicles, and is working with the U.S. Department of Transportation (DOT) to conduct a collaborative and robust review of the standards.
- The agency is reviewing the Oil and Gas Methane New Source Performance Standards for new and modified sources, to determine whether it is duplicative.
- EPA is allocating funds for vital environmental projects that go directly to the health of our citizens, such as providing \$100 million to upgrade drinking water infrastructure in Flint, Michigan.
- EPA is stopping the methane Information Collection Request (ICR) by telling businesses they no longer have this additional bureaucratic burden, with the cost to American businesses attempting to comply exceeding \$42 million.
- Launched the EPA Regulatory Reform Task Force to undergo extensive reviews of the misaligned regulatory actions.

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If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking [here](#).  
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States



Message

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**From:** Munoz, Charles [munoz.charles@epa.gov]  
**Sent:** 5/22/2017 10:59:03 PM  
**To:** Ford, Hayley [ford.hayley@epa.gov]  
**Subject:** Fwd: EPA Administrator Meets With Congressional Coal Caucus

Charles Munoz  
White House Liaison

Begin forwarded message:

**From:** "U.S. EPA Media Relations" <[no-replysubscriptions@epa.gov](mailto:no-replysubscriptions@epa.gov)>  
**Date:** May 22, 2017 at 6:39:41 PM EDT  
**To:** <[munoz.charles@epa.gov](mailto:munoz.charles@epa.gov)>  
**Subject:** EPA Administrator Meets With Congressional Coal Caucus



**CONTACT:**  
[press@epa.gov](mailto:press@epa.gov)

**FOR IMMEDIATE RELEASE**  
May 22, 2017

## **EPA Administrator Meets With Congressional Coal Caucus**

*Carries message from the President that the war on coal is over and highlights pro-environment, pro-energy independence agenda at EPA*

**WASHINGTON** – EPA Administrator Scott Pruitt met with the Congressional Coal Caucus on Monday and carried with him the message from President Donald Trump that the war on coal is over. Additionally, Administrator Pruitt highlighted many of the changes EPA has made from the last administration including:

- On March 28, President Donald Trump visited EPA headquarters where he signed the Executive Order on Energy Independence, which calls for a review of the Clean Power Plan. The event signaled a commitment to the rule of law, cooperative federalism, and sound scientific rulemaking at EPA.
- Following the signing of the Executive Order, Administrator Pruitt sent a letter informing

governors that EPA does not expect the states to dedicate resources to complying with the Clean Power Plan rule, a rule that has been stayed by the Supreme Court of the United States.

- On April 13, Administrator Pruitt toured the Harvey Mine, in Sycamore, Pennsylvania, the largest underground mine in the United States. Administrator Pruitt went underground to tour the mine and met with minors to learn firsthand about their work.
- On the same day he visited the Harvey Mine, EPA announced the agency's decision to review the final rule that amends the effluent limitations guidelines and standards for the steam electric power generating category under the Clean Water Act (ELG Rule), which has been estimated to cost \$480 million per year and has a reported average cost of \$1.2 billion per year during the first five years of compliance.
- Shortly thereafter, on April 20, Administrator Pruitt visited the Thomas Hill Energy Center in Missouri, a rural electric cooperative that supplies energy to a vast swath of Missouri, Arkansas and Oklahoma.

These actions and others by the Trump Administration and the new EPA provide coal-producing states more certainty and assurance that the United States will rely on a diversified portfolio of energy production to achieve greater energy independence and grow America's economy.

"The war on coal is over," **proclaimed EPA Administrator Scott Pruitt** after meeting with the Congressional Coal Caucus. "Those that generate energy across America are doing so with a commitment to being pro-environment and pro-growth. The days of having to choose between those two things are over. This administration says we can and we will achieve both a healthy environment and a growing economy."

These changes in policy and the new attitude at the EPA have been enthusiastically welcomed by Members of Congress and the Congressional Coal Caucus.

"After eight years of devastating attacks on the coal industry from the Obama administration, it is a great relief to have a leader like Scott Pruitt in charge of the EPA. He understands that we can protect our air, land, and water without picking winners and losers in our economy," **said Congressman David McKinley (WV-01)**. "In our meeting with Administrator Pruitt, he articulated his vision to pursue environmentally friendly policies that won't attack the tens of thousands of coal miners who work so hard to power this great country. We are grateful for his willingness to work with our caucus and we look forward to strengthening our partnership on a wide range of issues that impact the coal industry." |

"I look forward to working with Administrator Pruitt, and others at the EPA, to make the EPA more efficient and to recognize that we can work towards cleaner air, cleaner water, and cleaner coal use without killing as many jobs in coal and other industries," **said Congressman Morgan Griffith (VA-09)** following Monday's meeting.

"Administrator Pruitt's eagerness to engage with lawmakers has been a breath of fresh air here on Capitol Hill," **commented Congressman John Shimkus (IL-15)**. "I appreciate his willingness to meet with the Coal Caucus today, and to listen to our stories about the communities in our districts that have been devastated by the previous administration's anti-coal agenda. Working together both legislatively and through administrative actions, I'm optimistic that this Congress and this Administration can and will protect our air and water without sacrificing jobs and affordable energy."



**EPA Administrator Pruitt (L) speaks with Members of the Congressional Coal Caucus in the U.S. Capitol on Monday.**

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If you would rather not receive future communications from Environmental Protection Agency, let us know by clicking [here](#).  
Environmental Protection Agency, 1200 Pennsylvania Avenue NW, Washington, DC 20460 United States

Message

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**From:** Munoz, Charles [munoz.charles@epa.gov]  
**Sent:** 5/9/2017 8:32:33 PM  
**To:** Freire, JP [Freire.JP@epa.gov]  
**CC:** Hupp, Sydney [hupp.sydney@epa.gov]  
**Subject:** Re: Has the White House report been transmitted yet?

It already went out and the WH said it was a great report so no worries.

Charles Munoz  
White House Liaison

On May 9, 2017, at 4:20 PM, Freire, JP <Freire.JP@epa.gov> wrote:

Because these are the clips that got stuck in my outbox for the notable clips section.

**SayAnythingBlog: Trump's EPA Head Scott Pruitt to Governor Doug Burgum: "The Days of Coercive Federalism Are Over"**

By Rob Port

Back during last year's election I had lunch with then-gubernatorial candidate Doug Burgum and we talked about then-presidential candidate Donald Trump.

At the time a lot of people, including this observer, were surprised at Burgum's fulsome endorsement of Trump's candidacy. He was (and still is) a hugely controversial and divisive figure even among Republicans. Burgum explained the endorsement to me by saying that Trump, whatever his faults, would be a better candidate for North Dakota than Hillary Clinton.

"It's a no brainer," Burgum told me.

I wasn't so sure, and I harped on Burgum for his endorsement back when Trump was still in a competitive primary, but turns out he was right.

I was wrong.

I can illustrate how right Burgum, now our Governor, was with a letter a member of Trump's candidate just sent him.

EPA head Scott Pruitt, in a March 30 letter attached to a recent press release, communicated to Burgum that North Dakota need not do anything to comply with the federal government's Clean Power Plan going forward since that plan has been stayed by the U.S. Supreme Court.

That's good news for our state since the Clean Power Plan has always seemed less a move toward good environmental stewardship than a vehicle for the Obama administration's enmity toward coal-fired power. It's politics, in other words, not good policy.

But what's remarkable about this letter is how Pruitt closes. "The days of coercive federalism are over," Pruitt told Burgum, explaining in one sentence why Trump has been so popular in states like North Dakota:

"The days of coercive federalism are over," Pruitt declared in a letter sent to state governors. "Accordingly, I look forward to working with you, your state experts and local communities as we develop a path forward to improve our environment and bolster the economy in a manner that is respectful of and consistent with the rule of law."

A remarkable couple of sentences, and a stunning departure from the approach of the Obama administration which sought to impose on the states that President's ideological views on energy development costs be damned.

The promise of this sort of sea change in federal regulation is a big reason why Trump won the election. It's why astute state leaders like Burgum looked past Trump's deep and numerous flaws to support him anyway.

North Dakota has done well under Trump. He cleared the political obstacles around the Keystone XL and Dakota Access pipeline projects. He's rolled back numerous regulations which bedeviled those working in energy and agriculture, our state's biggest industries. This has made him very popular in North Dakota.

I have to imagine that other states which rely on industry – those swing states like Wisconsin and Michigan and Pennsylvania which delivered Trump his victory in the Electoral College – are feeling similarly vindicated.

**Washington Examiner:** [EPA's Pruitt warns: Less coal means nation more vulnerable to attack](#)  
by John Siciliano | May 3, 2017, 6:48 PM

"Utility companies across this country need fuel diversity. You need solid hydrocarbons on-site that you can store, so when peak demand rises, you've got solid hydrocarbons to draw on," Pruitt told the program's host Charles Payne.

The North American Electric Reliability Corporation, the congressionally mandated grid watchdog that develops mandatory reliability standards for utilities, is focused on examining the challenge faced by an electric system dominated by natural gas and more renewables.

The group said in its 2016 reliability report that there are advantages to having tons of coal on site at a power plant to maintain the power supply, whereas natural gas is a just-in-time resource that must be transported via pipeline. Pipelines cannot always keep up with demand if there is a spike in electricity consumption during a bout of extreme hot or cold weather.

NERC works with the nation's lead grid regulator, the Federal Energy Regulatory Commission, in evaluating those issues and approving standards to prevent blackouts and brownouts.

"I mean, it's a smart strategy for this country to invest in technology and innovation, burn coal, burn natural gas, use renewables, make sure we advance nuclear," Pruitt said. "But it truly needs to be a part of the fuel diversity with utilities across the country."

Pruitt's statements show a willingness to wade into matters regarding the electric grid, which is an area the EPA does not directly oversee but has influenced immensely by its regulations on coal plants.

Pruitt's remarks come as Energy Secretary Rick Perry is conducting a grid study that would address some of the concerns the EPA chief raised.

FERC has principal oversight over the wholesale electric and natural gas markets and routinely examines those matters with NERC.

Republicans had blasted the Obama administration's EPA for not adequately consulting with FERC in developing its climate change regulations, because of the impact the rules would have on the grid.

The platform from the 2016 Republican National Convention even proposed the idea of transforming the EPA into a bipartisan commission akin to FERC or the Nuclear Regulatory Commission. Both commissions are formed by equal numbers of Republicans and Democrats with the chairman being of the same party as the president.

**Washington Times: EPA is putting American workers first**

By EPA Administrator Scott Pruitt - - Monday, May 1, 2017

When President Trump came to EPA to sign an executive order ending the “war on coal,” he was flanked by Pennsylvania coal miners. Hosting coal miners at EPA headquarters in Washington served as a stark contrast to the past administration, to be sure.

President Trump’s action was a moment in which a promise became an economic reality. As EPA Administrator, I immediately ordered my Agency to comply with the March 28 executive order, and signed four new rules, which included a review of the Clean Power Plan. Relief — and prosperity — is on the way.

The “war on coal” stemmed from the previous administration’s regulations aimed at removing coal from our nation’s energy mix. This approach, sanctioned by EPA and other agencies, divided Americans and strengthened Washington’s grip on our economy. Thankfully, President Trump has made clear: The regulatory assault on American workers is over. We should not have to choose between supporting jobs and supporting the environment.

Now, opponents of President Trump’s new executive order claim that this action means that our federal government is turning its back on a clean environment and regulation altogether. This argument is wrong.

First, the Clean Power Plan was never implemented, and was unable to do a single thing for our environment. Twenty-seven states sued, recognizing the threat this regulation posed to their economies and the rule of law. The Supreme Court granted a stay to halt implementation of the Clean Power Plan.

Rather than take its lumps, the Obama administration still demanded compliance from the states, claiming that the stay was only temporary (a technique that was frequently used by the Agency to extract compliance during litigation). The result was lost jobs and an uncertain regulatory environment, without any environmental gain to show for it.

Second, the Clean Power Plan was expected to yield very little for what it cost the American taxpayer. For the price of American jobs, EPA had promised a reduction of sea level rise by the thickness of two sheets of paper and reduction of atmospheric CO<sub>2</sub> concentrations by 0.2 percent by 2100, according to an analysis by the National Economic Research Associates. Emissions growth in China and India, of course, would continue unchecked. This plan put America last.

Third, congressional testimony by my predecessor, former Administrator Gina McCarthy, made it clear that the goal of the Clean Power Plan was far less about achieving a measurable result

than it was about providing leadership in the world. The federal government sought to kneecap American workers, while countries like India and China were not held to the same rules.

Americans who want a healthy and clean environment expect lawful, effective and economically sound regulation — the Clean Power Plan failed on all three counts. EPA can and should now focus on getting real results in the fight for clean air, land and water.

President Trump made it clear that we should put America first. We are not going to allow EPA to pick winners and losers through regulation. EPA should work within the framework that Congress has established. And we should provide regulatory certainty and write rules that make sense for the states and the businesses they affect.

The “war on coal” is over. Now EPA can focus on its mission and deliver real results.

- Former Oklahoma Attorney General Scott Pruitt was sworn in as the 14th Administrator of the Environmental Protection Agency on Feb. 17, 2017.

### **SayAnythingBlog: All of a Sudden North Dakota and the EPA Are Getting Along**

In years past, when I’d talk with colleagues and others from out of state, I’d joke that North Dakota’s official pastime is suing the federal government.

Because our state does it a lot, and regulations implemented by the Environmental Protection Agency have always been a frequent target. But of late, under the Trump administration, there has been a big shift in our state’s relationship with that federal agency.

“The days of coercive federalism are over,” new EPA head Scott Pruitt said earlier this year in a letter to Governor Doug Burgum.

Today, in a press release announcing the EPA’s proposed approval of a state-run carbon capture and sequestration program for North Dakota, the federal agency touted it as an example of “cooperative federalism.”

“North Dakotans know better than anyone the needs of their environment, economy, and communities,” Pruitt is quoted as saying in the release.

My jaw dropped when when I read that statement. Can you imagine an EPA official under President Barack Obama saying something like that?

You can read the press release below. The policy may seem a little down in the weeds, but it’s a big deal. The idea is to capture carbon from coal-fired power plants and then injected it into the ground as a part of enhanced oil recovery efforts in a way that pushes more oil out of the ground while leaving the carbon sequestered (more background here).

To reasonable people this no doubt comes off as an innovative way to improve the development and use of two types of fossil fuels. Except, the Obama administration had an ideological vendetta against both oil and coal.

The application (see it here) languished for four years under Obama, but today represents a potential win-win for both the coal and oil industries in our state.

“Nearly four years after North Dakota first made the request, the EPA – under new management – is finishing its work on the State’s application to regulate carbon capture within their state

boundaries,” Congressman Kevin Cramer said in his own release about the news. “As a former North Dakota Public Service Commissioner overseeing environmental programs such as the Surface Mine Coal Reclamation Act, I know first-hand how efficiently and responsibly the State of North Dakota exercises these delegated powers. With the State’s expert staff and long history of leading environmental programs, it only makes sense for them to take over as the primary regulator of carbon capture regulations. The announcement today is a victory for our State, and I’m grateful for the Administrator Pruitt’s swift action on this request.”

This situation, with both state and federal officials working together on ways to protect the environment without killing off industry, sure seems like an improvement over the Obama-era approach states going to war with the feds over smothering regulations.

**Fox Business: Varney & Company EPA Administrator Scott Pruitt Interview**

<http://mms.tveyes.com/transcript.asp?StationID=2025&DateTime=5/3/2017%209:46:31%20AM&playclip=true>

CHARLES PAYNE: joining us now is epa administrator scott pruet. thanks for joining us.

ADMIN. SCOTT PRUITT: good to be with you.

PAYNE: the united states, where are we? where we going to get out of the paris climate accord? because many feel it would be the smartest move at this point.

ADMIN. PRUITT: that decision is being made by the president very soon as he's discussed. and we've had many many meetings with the president and when you look at paris making sure we have international discussion with how good of a ing across the globe with the co 2. it's a pad deal for this country. a cost of compliance, 2.5 trillion dollar gross domestic product hit over ten years, 400,000 jobs cost with respect to that program. so he what paris represents is america's second strategy. we're already at pre-1994 levels with respect to our co 2 footprint. when america went to russia, china, india, all contributed zero and as far as india and china they didn't have take take the step to close until 2030. and when we're already refusing your co 2 footprints.

PAYNE: would we ask china to contribute more or would we want the same deadline as china. and the argument, you guys are an economic powerhouse and we want to catch up.

ADMIN. PRUITT: the united states is leading the world. and our co 2 footprint it's been accomplished without a government mandate. and you've got investments from the private sector reducing the footprint. we need to sell our story and don't need to be apologetics. paris is a bad frame work and let us share with the rest of the world to improve our output.

PAYNE: the fracking miracle could be replicated with american help. i want to ask you one more thing, richard branson calling out president trump on his coal plan. take a listen. roll tape.

RICHARD BRANSON (CLIP): i didn't think of anything more stupid than to talk about bringing coal back. actually, there are some things more stupid, but anyway.



PAYNE: it's so -- so much arrogance on full display there. what are your thoughts?

ADMIN. PRUITT: it's dead wrong. when you're blessed with the kind of resources, as a country. we have the high emissions in japan, and co 2 is captured in a substantial way. and burning coal. we have need a strategy and everybody talks about that from a political situation, every company needs security. when peak demand comes, you need the hydrocarbons. and what when you have converted to natural gas and you don't have coal on the grid. burn coal, burn natural gas, use renewables and it needs to be part of the fuel diversity across the country.

PAYNE: scott pruett, thank you very very much for your time here.

ADMIN. PRUITT: thank you.

J.P. Freire  
Associate Administrator for Public Affairs  
Environmental Protection Agency  
Mobile: Ex. 6 - Personal Privacy

Message

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**From:** Munoz, Charles [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=AE303B61FC23433E89C844D7842C9626-MUNOZ, CHAR]  
**Sent:** 5/9/2017 3:19:44 PM  
**To:** Jackson, Ryan [jackson.ryan@epa.gov]  
**CC:** Ford, Hayley [ford.hayley@epa.gov]  
**Subject:** Updated 30-Day Look Ahead  
**Attachments:** EPA Cabinet 30 Day Report 5.9.17.docx

Ryan,

Attached is the updated look-ahead.

Charles Munoz  
White House Liaison  
Environmental Protection Agency

Ex. 6 - Personal Privacy

Message

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**From:** Munoz, Charles [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=AE303B61FC23433E89C844D7842C9626-MUNOZ, CHAR]  
**Sent:** 5/8/2017 2:18:59 PM  
**To:** Kelly, Albert [kelly.albert@epa.gov]  
**CC:** Ford, Hayley [ford.hayley@epa.gov]  
**Subject:** Doc Handed Out At Meeting  
**Attachments:** Untitled.PDF

Attached –

Charles

Message

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**From:** Munoz, Charles [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=AE303B61FC23433E89C844D7842C9626-MUNOZ, CHAR]  
**Sent:** 5/2/2017 9:29:34 PM  
**To:** Ford, Hayley [ford.hayley@epa.gov]  
**Subject:** RE: 30-day look ahead attached

Good catch

Charles Munoz  
White House Liaison  
Environmental Protection Agency

Ex. 6 - Personal Privacy

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**From:** Ford, Hayley  
**Sent:** Tuesday, May 2, 2017 5:26 PM  
**To:** Munoz, Charles <munoz.charles@epa.gov>  
**Subject:** RE: 30-day look ahead attached

## Ex. 5 - Deliberative Process

Just thought I'd send since it's going to the White House..

*Hayley Ford*

Deputy White House Liaison  
Office of the Administrator  
Environmental Protection Agency  
Room: 3309C William Jefferson Clinton North

[ford.hayley@epa.gov](mailto:ford.hayley@epa.gov)

Phone: 202-564-2022

Cell: Ex. 6 - Personal Privacy

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**From:** Munoz, Charles  
**Sent:** Tuesday, May 2, 2017 5:21 PM  
**To:** Jackson, Ryan <jackson.ryan@epa.gov>  
**Cc:** Ford, Hayley <ford.hayley@epa.gov>  
**Subject:** 30-day look ahead attached

Want me to submit it or do you want to send it over since you're listed at the top of the memo?

Charles Munoz  
White House Liaison  
Environmental Protection Agency

Ex. 6 - Personal Privacy

Message

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**From:** Munoz, Charles [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=AE303B61FC23433E89C844D7842C9626-MUNOZ, CHAR]  
**Sent:** 5/2/2017 9:29:19 PM  
**To:** Jackson, Ryan [jackson.ryan@epa.gov]  
**CC:** Ford, Hayley [ford.hayley@epa.gov]  
**Subject:** Updated 30-day look-ahead  
**Attachments:** EPA 050217 Cabinet 30 Look Ahead Report Template.docx

Had some last-minute tweaks/info. Updated version is attached.

Charles Munoz  
White House Liaison  
Environmental Protection Agency

Ex. 6 - Personal Privacy

Message

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**From:** Munoz, Charles [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=AE303B61FC23433E89C844D7842C9626-MUNOZ, CHAR]  
**Sent:** 5/2/2017 9:20:49 PM  
**To:** Jackson, Ryan [jackson.ryan@epa.gov]  
**CC:** Ford, Hayley [ford.hayley@epa.gov]  
**Subject:** 30-day look ahead attached  
**Attachments:** EPA 050217 Cabinet 30 Look Ahead Report Template.docx

Want me to submit it or do you want to send it over since you're listed at the top of the memo?

Charles Munoz  
White House Liaison  
Environmental Protection Agency

Ex. 6 - Personal Privacy